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1
EASTERN

F.O.
371

1948

PALESTINE

FILE No. 4

pp 653

68523

PUBLIC RECORD OFFICE					
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Reference:-					
FO 37168528					
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INWARD TELEGRAM

TO THE SECRETARY OF STATE FOR THE COLONIES

FROM PALESTINE (Gen. Sir [unclear] Birmingham)

D. 24th December, 1947.
R. 24th " " 13.0 [unclear]

No. 2501 Secret.

Addressed to S. of S.
Repeated to Copenhagen, No. 1887 (S. of S. please
pass to Copenhagen).

A press message from Copenhagen reports that Mr. Pederspiel, Danish Member of the U.N. Commission, will leave Copenhagen for Palestine on 1st January via London. Visit by him at the present time is undesirable from our point of view, but I do not feel that we can discourage it. It should however be made clear to him that if we are to be responsible for his security we should require to control his movements, though we should, of course, allow him the maximum freedom possible to pursue any enquiries he wishes within that general restriction.

(Copies sent to Foreign Office for transmission
to Copenhagen)

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Registry
No. E

~~Top Secret.~~
~~Secret.~~
Confidential.
~~Restricted.~~
~~Open.~~

Draft.

Telegram. Copenhagen

No. 615

(Date) Dec 30

Repeat to:-

~~Jerusalem~~
UK Del. New York
4438.

~~En Clair.~~
~~Code.~~
Cypher.

Distribution:-

Dpl. no. 2

Copies to:-

Palestine
circulation

HB
30/12

OUT FILE

Despatched

194

M.

Immediate
Confidential

Addressed to Copenhagen,
telegram no. 675. of 30 Dec, ^{for information} repeated in
to Jerusalem and U.K. Delegation New York

~~Palestine~~ tel Jerusalem telegram
to Colonial Office no. 2501, [repeated
to you.]

We assume that this press
report is inaccurate.

(unless you see strong objection)
2. If it is not, you should inform
Danish Govt and M. FEDERSPIEL himself
~~suggest that it would be more~~
that Sir A. Cadogan is about to begin
negotiations with U.N. Commission
~~other members of the Commission~~
about the time-table of their movement
~~in New York then to go alone to~~
to Palestine & that we regard
Palestine, it

NOTHING TO BE WRITTEN IN THIS MARGIN.

149 Wt. 26469/137 100m 946 (51) F&S.

720pm

PUBLIC RECORD OFFICE					
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FO 37168528					
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it is most undesirable that any member of the Commission should go to Palestine in advance of this discussion. M. Federspiel's arrival in Palestine ^{would} ~~where his arrival might~~

to the signal for greater disturbances
which would prejudice both our
own efforts to maintain order
and the reception subsequently
given to the whole Commission.

BAB 30.12

3. For your own ^{premature} information,
we are anxious lest the ^{premature} arrival in
Palestine of one member of the
Commission should undermine the
position of Sir A. Cadogan in New
York when he negotiates with the
Commission on its timetable.

NOTHING TO BE WRITTEN IN THIS MARGIN.

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OUT FILE

Cypher/OTP
E
Confidential

DEPARTMENTAL NO. 2.

FROM FOREIGN OFFICE TO COPENHAGEN

No. 675

D. 9.15 p.m. 30th December 1947

30th December 1947

Repeated to Jerusalem

United Kingdom Delegation New York No. 4458

INTERMEDIATE

CONFIDENTIAL

Addressed to Copenhagen telegram No. 675 of
30th December repeated for information to Jerusalem and
United Kingdom Delegation New York.

Jerusalem telegram to Colonial Office No. 2501
[repeated to you].

We assume that this press report is inaccurate.

2. If it is not, you should, unless you see strong
objection, inform Danish Government and M. Federspiel
himself that Sir A. Cadogan is about to begin negotiations
with United Nations Commission about the time-table of
their movement to Palestine and that we regard it as most
undesirable that any member of the Commission should go
to Palestine in advance of this discussion. M. Federspiel's
arrival in Palestine would be the signal for graver
disturbances which would prejudice both our own efforts to
maintain order and the reception subsequently given to the
whole Commission.
ccc

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E

5

6

1943

PALESTINE

1 JAN

Registry
Number

E 5/4/31

TELEGRAM FROM

Mr. Randall

No.

Lopnagen

Dated

Received

in Registry

495

71. Dec

1 Jan

U.S. Commission to Palestine.
 After 40th (75-104/4/31) Report of Mr. Thompson
 with 2 letters in folder. The same reporter from
 New York, has to plan to arrive in time for
 meeting at Lake House Jan 9. He is travelling via
 London.

Last Paper.

4/4/31 48

References.

(Print.)

(How disposed of.)

8, Alathman. 80
 Enclosed 8th 4th
 M.I. 3a
 M.O. 4
 Adm. 4
 O.M.
 ✓ Fin. 1

(Action
completed.)

(Index.)

7 6/6/31

Next Paper.

23/4/31.

(Minutes.)

U.N. Political Dept. 10.5.48.
 Northern

H.B. 11

PUBLIC RECORD OFFICE

Reference:-

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CYPHER/CTP

DEPARTMENTAL NO. 2.

FROM COPENHAGEN TO FOREIGN OFFICE

Mr. Randall.
No. 495.

D: 2.42 p.m. 31st December, 1947.

31st December, 1947. R: 2.54 p.m. 31st December, 1947.

Repeated to: U.K. Delegation New York,
Jerusalem.

IMPORTANT

Addressed Foreign Office telegram No. 495 of
31st December repeated U.K. Delegation New York and Jerusalem.

Your telegram No. 675.

Federspiel's reported visit to Palestine. Report is false. Federspiel leaves here on January 1st for New York where he plans to arrive in time for the meeting at Lake Success on January 9th. He is travelling via London where you can no doubt contact him if necessary.

Foreign Office repeat to U.K. Delegation New York and Jerusalem as my telegrams Nos. 3 and 1 respectively.

[Repeated to U.K. Delegation New York and copies sent to Colonial Office Telegraph Section for repetition to Jerusalem]

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E 23

1 JAN

1943

PALESTINE

Registry
Number

E 23/4/31

TELEGRAM FROM

1. H. H. H.

No.

New York

Dated

Received
in Registry

3718

31 Dec

1 Jan

U.N. Political Commission
 Report 11 4422 (E 11445/45-4/31) re 1941 report
 members of Committee on the Status of the Jewish Refugee
 (Morag, Chaim) hereby (H. H. H.) in addition
 (H. H. H.) for action proposed to Jan 9. suggest
 action taken by Jan 12.

Last Paper.

5/4/31

(Minutes.)

U.N. Political Dept. 11. 3/1.
 FOR 2. 1/6/1

H.B. 1/1

References.

(Print.)

(How disposed of.)

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 Entered 8/6/31

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P. M.

Jan 2

(Action
completed.)

J. H. H. 1/1

(Index.)

H. H. H. 1/1

Next Paper.

E 50

PUBLIC RECORD OFFICE

Reference:-

FO

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E 23

En Clair 1 JAN WORLD ORGANISATION DISTRIBUTION

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 3718 D. 6.12 p.m. 31st December, 1947.
31st December, 1947. R. 11.30 p.m. 31st December, 1947.

Repeated to Jerusalem
Washington Saving

IMMEDIATE
GIANT

Addressed to Foreign Office telegram No. 3718 of 31st
December, 1947 repeated to Jerusalem and Saving to
Washington.

Your telegram No. 4422

Palestine Commission.

Secretary General informs me that members of Commission
are as follows:-

Federspiel (Denmark)
Morgan (Panama)
Lisicky (Czechoslovakia)
De Medina (Bolivian Ambassador in Washington)

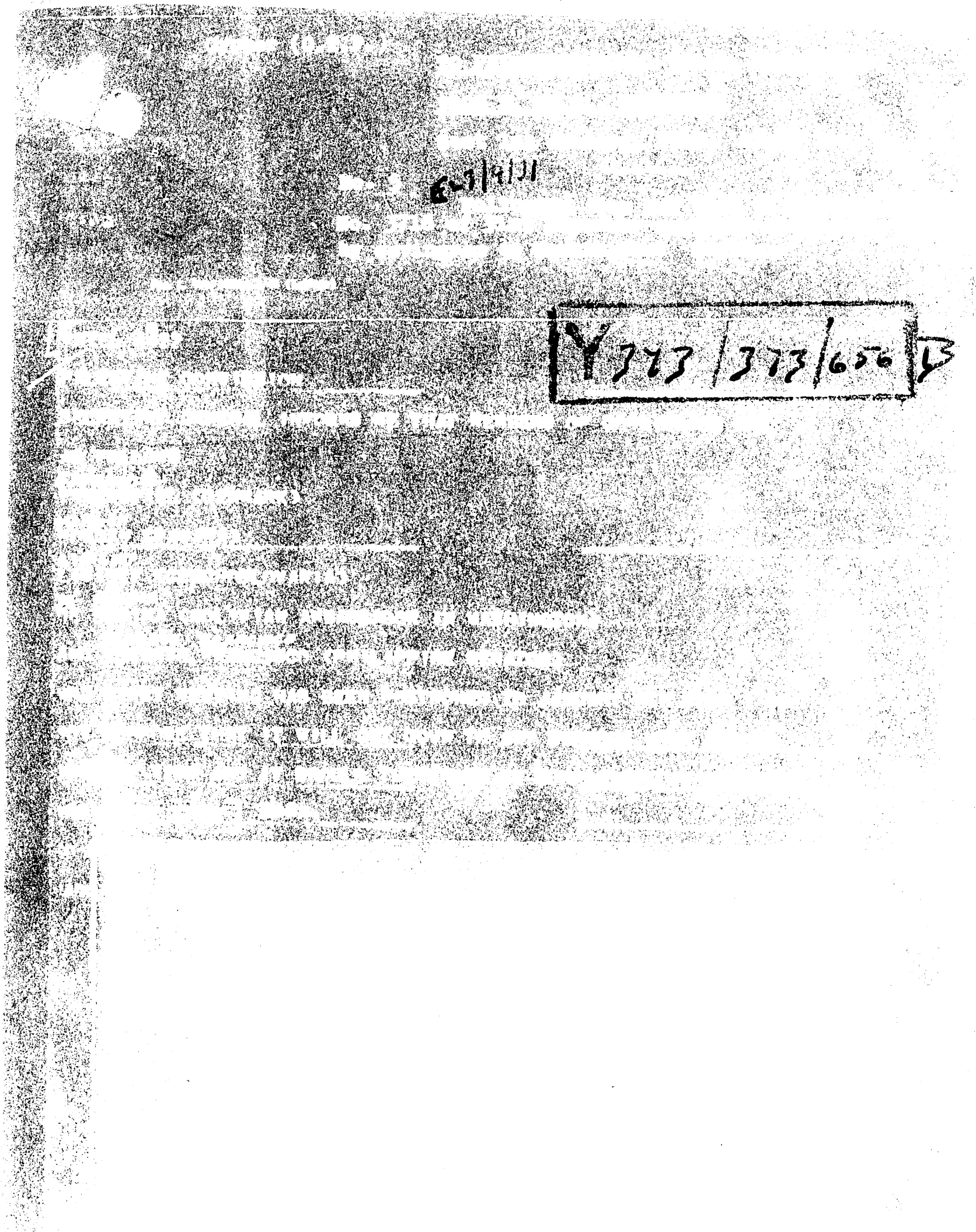
2. First meeting has been postponed to January 9th.
I do not suppose that it will get down to any serious
work before January 12th and it should therefore be
sufficient if advisers arrive by then.

Foreign Office please pass to Jerusalem as my
telegram No. 283.

[Copy sent to Telegraph Section Colonial Office
for repetition to Jerusalem]

F F F F

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4

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E 50

11

1948

PALESTINE

2 JAN

Registry
Number

TELEGRAM FROM

No.

Dated

Received
in Registry

E 50/4/31

11 K 201

New York.

3 715

31 Dec

2 Jan

American Representation in Palestine Question at UN.

Refers to tel 4388 (E12280/957/31). London further
states it is not at present asking for appointment
of an alternative to Chaim Weizmann for
general purposes and will carry on without
for as long as possible.

Last Paper.

23

References.

(Minutes.)

N.A. ~~Dept.~~
U.S. Political Dept.

H.B. 27

(Print.)

(How disposed of.)

8. Whitherson. 61
Covered, 6/1/44
M. 134
M. 104
Adm. 104
Q. M.

(on E23/4/31) Jan 2

Rel. New York. 100

8. Jan
Rtd. W. Jan, 271 PTO

(Action
completed.)

(Index)

1. 11/11
2. 11/11

Next Paper.

E 106

30471 F.O.P

PUBLIC RECORD OFFICE

Reference:-

FO

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12

2 JAN

Cypher/OTP.

DEPARTMENTAL NO. 2.

FROM NEW YORK TO FOREIGN OFFICE.

(From United Kingdom Delegation to United Nations)

No. 3715.

D. 12.57 p.m. 31st December, 1947.

R. 5.55 p.m. 31st December, 1947.

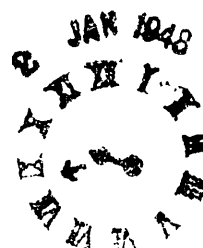
31st December, 1947.

Repeated to Washington - Saving.

Addressed to Foreign Office telegram No. 3715
of 31st December, repeated to Washington Saving.

Your telegram 4388.

Senator Austin tells me that he is not at present asking for appointment of an alternate to Herschel Johnson for general purposes and will carry on without one for as long as possible.



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FO						37168528			
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UK Del. New York

No. 106

(Date). Jan 8
Repeat to:—

Washington

~~In Clair.~~
Gode.
Cypher.

Distribution :-

~~Dept. of~~
Diplomatie

Copies to :-

Pal. circularis

H3cley 87

OUT #11 Security Headings 13

F. O.,

Despatched

 \mathcal{M}

Import and

Second

~~For~~ Addressed to UK Delegation New York, telegram no. 100 of Jan 8th, repeated to Washington for information

The Jewish Telegraphic Agency to-day reports from Lake Success that "representatives of the governments of the United States, Great Britain, France and China, here and elsewhere, have been exchanging views informally for some time on the necessity of an international force to go into the Holy Land after the British leave."

2. I assume that there is no truth

NOTHING TO BE WRITTEN IN THIS MARGIN.

3149 - Wt. 26469/137 100m 9/46 (51) F & S

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LP 8/11

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14

Cypher/OTP
Secret
E

FROM FOREIGN OFFICE TO NEW YORK

No. 100

D. 6.45 a.m. 9th January, 1948

IMPORTANT
SECRET

The Jewish Telegraphic Agency to-day reports from Lake Success that "representatives of the Governments of the United States, Great Britain, France and China, here and elsewhere, have been exchanging views informally for some time on the necessity of an international force to go into the Holy Land after the British leave".

888

PUBLIC RECORD OFFICE					
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6

1948

E

PALESTINE

E 149

15

5 JAN

Registry
Number

E 149/4/51

FROM

No.

Dated

Received
in Registry

5 Jan

Last Paper.

106

References.

(Print.)

(How disposed of.)

8, Walker 80
✓ Jan. 6(Action
completed.)

LPH 16/1

(Index)

26/4/48

Next Paper.

E 183

U.N. Relief Commission

copy of letter of 24.1.48 from R.H. Hodges
to P. Hella. Re: UN Relief Commission
in Palestine. Hodges' letter of 24.1.48
suggested that an additional office be
established at the Commission.

(Minutes.)

We might send a copy to
the C.O. (Mr. Harrison)Northern Dept.
N.A. Dept.
by C.O. 19/1

F.O. R.D. (Mr. Gallop)

J. S. Davis
Jan 5

J.B. 51

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E 149

5 JAN

24th December 1947.

My dear Paul,

Whoever deals with Palestine doubtless knows by now that the Danish Ambassador in Washington (Kauffmann) has prevailed upon his Government - not without difficulty - to nominate ^{an} excellent reporter of last Assembly's 1st Committee, Federspiel, as Danish representative on the United Nations Commission for Palestine. Kauffmann told me with some trepidation that the Danish press had attacked him, first of all for agreeing to the participation of Denmark on the Commission, and in the second place for nominating so prominent a Danish lawyer and politician as Federspiel while other countries sent a second-hand man. In particular, Kauffmann was painting a finger at the Panamanian delegate, Morgan, who is, as you know, an out and out pro-Zionist and believed to be crooked (that is, open to bribes). In such company Kauffmann was a little bit afraid that Federspiel would not relish finding himself.

Kauffmann also raised with me as an old friend, the question of Federspiel's safety while in Palestine, I poo-pooed the danger, but ^{my} information of ^{Kauffmann's} plans does not tally with my optimism and I should hate to be responsible for anything that might happen to Federspiel.

Luckily the Commission will not go out, if our views are respected, before the 1st of May; before which much can happen. Meanwhile, may I suggest Federspiel's obvious suitability to be president or chairman or whatever he may be called of the Commission. He speaks good English, is a sensible man, and pro-British and has both a legal and political experience which I feel sure other members of the Commission will lack. This, however, is none of my business, so I make this suggestion only for the consideration of those concerned.

Paul Fella, Esq.,
United Kingdom Delegation to
the United Nations,

Kauffmann /

1	2	3	4	5	6

FO

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17

I am sending a copy of this letter to
Beesley at the Foreign Office, by Air Bag on December
26th.

R.H.Hadow.

PUBLIC RECORD OFFICE					
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FO 37168528

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		Palestine	E183 /G
			18
E183 4 31/9		U.S. pressure on voters on Palestine at Assembly.	
Mr Hadow Washington with Bealey Dated 28 Dec.			
Last Paper		(Minutes)	
References		Please note Mr. Hadow's last sentence. Mr. Hadow (U.N. Politics) 1. A. B. H. (Hadow) 12/1 Japan 13/1	
(Print)			
(How disposed of)			
(Action completed)	(Index)		
27/15/11	14/12/11		
Next Paper			

34092

PUBLIC RECORD OFFICE					
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FO 37158528					
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didn't leak out but one thing that helped turn the tide in favor of the partition vote for Palestine was a telegram from 26 United States Senators to 12 United Nations delegations which were on the fence. The telegram was drafted by Democratic Senator Bob Wagner of New York and was sent to Haiti, Greece, Luxembourg, Argentina, Colombia, China, El Salvador, Ethiopia, Honduras, Mexico, the Philippines and Paraguay. Of these, four countries, Haiti, Paraguay, Luxembourg and the Philippines, finally changed their vote.

SECRET.

ISH EMBASSY.

WASHINGTON 8, D. C.

th December 1947

My dear Bealey,

What the United States Government and delegation did over Palestine at the last Assembly is now water over the ~~dam~~ dam. None the less you may be interested in the enclosed confirmation - since you will remember I reported a similar telegram sent to the Colombian during the closing days of that battle - of direct U S pressure upon recalcitrants. I do not usually accept Drew Pearson's word; but on this occasion I am in a position to say that, for once, he has told the truth!

You may also be interested in the following diary of events, given me by a close friend of the principal participant in the rear-guard fight: the ~~Philippine~~ Ambassador to Washington.

On or about 23th November (probably a day or so sooner) ~~the~~ President Truman's Secretary telephoned a personal appeal from the White House to Sr Elizalde; requesting him to do everything possible to reverse the negative vote cast by the Philippine representative at Flushing and to get Romulo to order his man to vote for partition.

Lovett, or his Secretary, also made a similar request "on behalf of the Secretary of State" (although my informant doubted whether Marshall, who was in London, actually knew this.) His personal representative General Hildring was, however, directing every move. Elizalde was, next, the recipient of a letter from Justice Murphy, of the Supreme Court, urging him to put all possible pressure upon his Government in favour of partition.

Similar messages were received (by telegram) from Senators "of great prominence" including ~~Mark~~ McMahon and I think Fergusson.

Most interesting of all Elizalde swears that Warren Austen, head of the U S delegation, telephoned to say that U S prestige was involved and that the Philippines might be held responsible for casting the decisive vote and upsetting the whole applecart if they did not vote for partition.

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37168528					
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NEW YORK, Dec. 27 (AP)—
 In 1948, the city which is a
 wait-to-live-there, celebrates its
 structure of five bustling bor-
 oughs. Peace is with anyone who
 isn't yet convinced that this is
 the world capital of commerce, of
 culture, peace, finance, fashion,
 entertainment and communica-
 tion.

SECRET.

Philippine

BRITISH EMBASSY.

WASHINGTON 8, D. C.

23th December 1947

F183

My dear Beeley,

What the United States Government and delegation did over Palestine at the last Assembly is now water over the ~~dam~~ dam. None the less you may be interested in the enclosed confirmation - since you will remember I reported a similar telegram sent to the Colombian during the closing days of that battle - of direct U S pressure upon recalcitrants. I do not usually accept Drew Pearson's word; but on this occasion I am in a position to say that, for once, he has told the truth!

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Elizaide tried to escape the responsibility by pointing out that the voting would take place before he had time to consult Manila; whereupon he was told that " President Aranha would grant a 48 hour recess " to give the waverers time and take away such an excuse as the above!)

Ingles (I think that was his name ?) at first flatly refused to do so; but a telephone-call was put through to the "Queen Mary" and Romulo gave him the necessary order.

Just ~~the~~ same I have a notion that this story is known to more than one of the Latinos; the "recalcitrants" having swopped tales of their martyrdom during the crucial days.

Second thoughts are, however, of little use in bringing back the past!

Yours ever

R E Hadow

[illegible]

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21 [

[This telegram is of particular secrecy and should be retained by the authorised recipient and not passed on].

Cypher/OTP

E 203

DIPLOMATIC (SECRET)

FROM AMBASSY TO FOREIGN OFFICE

Mr. Foulds. D. 3.45.p.m. January 5th, 1948.
No. 1.
January 5th, 1948. R. 10.30.a.m. January 5th, 1948.

Restricted.

My telegram No. 267. [

Palestine.

The Secretary for Foreign Affairs informed me on January 3rd that President Roxas and himself would have final discussion on Palestine with Senator Francisco that day. His Excellency assured me that the Senator was being instructed to keep in close touch with Sir A. Cadogan. I took the opportunity of emphasising once more the importance which His Majesty's Government attached to arranging the arrival of the United Nations Commission in Palestine in such a way as to fit in with the British withdrawal plan.

2. Press reports that Senator Francisco is leaving for New York to-day.

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FO 37168528					
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1948

E

E 378

22

PALESTINE

9 JAN

Registry
Number

E 378/4/51

TELEGRAM FROM

H.A.A.

No.

New York

Dated

36

Received
in Registry

S. 100

9

Working Committee on Jerusalem
After 4.11.50 within 10 days taken
into of opening of period between 1.6.50.

Last Paper.

347

(Minutes.)

References.

(Print.)

(How disposed of.)

8. 10.11.50
Cashed out off
M.I.3a
M.O.Y.
Admty
G.M.

Jan 6

tel New York. No 50
Rptd w Jan 15(S)

Jan 15-ATO.

(Action
completed.)

(In)

G.P.H. 1/1
J. P. H. 1/1

Next Paper.

379

3047: P.O.V

PUBLIC RECORD OFFICE

Reference:-

FO

37168528

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Nothing to be Written in this Margin.

Minutes.
Eastern Dept. (Mr. Baith) 23

C.O. wish^{us} to despatch the attached *gun*.
to UK del. If you disapprove, perhaps you
would talk to *Spalsworthy* of the C.O.?
Gibson will have to perform on the 7th., so
I think this *gun*. shd have some priority.

Re: minutes
R. ARCULUS
Mr (Vat) Dept.

JB Jan 5

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TRUSTESHIP

9 JAN

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 36
8th January, 1948. D. 10.30 a.m. 8th January, 1948.
R. 4.15 p.m. 8th January, 1948.

Repeated to Washington Saving

Addressed to Foreign Office telegram No1 36 of
January 8th repeated to Washington Saving.

Build

Your telegram No. 50. — 501

Working Committee on Jerusalem.

Action taken. Date of opening of Special Session is February 9th.

F F F F

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Registry
No. *VN 36/15/38*

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Secret.
~~Confidential.~~
Restricted.
~~Open~~

Draft.

Telegram. to UN del
New York
No. _____

(Date) _____

Repeat to:—

*Eastern Sec. 5
approve & des.
pvide.*

~~En-Clair.~~
Code. *1*
Cypher. *1*

Distribution:—

Trusteeship

Copies to:—

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OUT FILE 25

UN 0036

Despatched
JAN 1948

F. O.,

194

M.

IMPORTANT
RESTRICTED
BUILD.

Tel. No. 50 of Jan 5^d
Addressed to UN Delegation New York,
repeated saving for information to Washington.

Following from
grateful if following message from
from UN
Bums ~~may be posted~~ to AMKER of
Trusteeship Division of Secretariat.

Begins. Thank you for your telegram.
Gibson, already in New York, will represent me
on Working Committee. Ends.

2. Colonial Office much regret oversight
whereby you were not informed that Bums
did not intend returning to New York before
opening of Special Session of Trusteeship Coun-
cil, and that he wished to be represented on
Working Committee by Gibson. Most grateful
if necessary action may be taken to secure
Gibson's nomination as Bums alternate
for Working Committee.

3. Grateful also if you could telegraph
confirmation of date for opening of Special
Session.

J.B. Hunt

*Ex-dated over to Gibson by Mr.
Halsworthy C.O. I*

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Code R.
Restricted

OUT FILE

26

TRUSTEESHIP DISTRIBUTION

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to United Nations)

No. 50

January 5th, 1948.

D. 8.05 p.m. January 5th, 1948.

Repeated to Washington No. 15 Saving.

IMPORTANT

RESTRICTED

BUILD

Addressed to United Kingdom Delegation New York
telegram No. 50 of January 5th, repeated Saving for
information to Washington.

Following from Burns for Amker of Trusteeship Division
of Secretariat.

[Begins]

Thank you for your telegram. Gibson, already in New York, will represent me on Working Committee.

[Ends]

2. Colonial Office much regret oversight whereby you were not informed that Burns did not intend returning to New York before opening of Special Session of Trusteeship Council, and that he wished to be represented on Working Committee by Gibson. Most grateful if necessary action may be taken to secure Gibson's nomination as Burns alternate for Working Committee.

3. Grateful also if you could telegraph confirmation of date for opening of Special Session.

SSSSS

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11		E		27	
1943		PALESTINE		E 379	
				9 JAN	
Registry Number <i>E 379/4/51</i> TELEGRAM FROM <i>11 R. 11</i> No. <i>New York</i> Dated <i>57</i> Received in Registry <i>Jan</i>		<i>Meeting Committee on Sanitation</i> <i>The New York Bd. of Health (E 379/4/51) of the</i> <i>group would work on sanitation statute in London</i> <i>Sanitation Committee of the Board of Health</i> <i>London has now a Sanitation Committee</i> <i>of the Board of Health and will be the first</i> <i>Sanitation Committee to be set up in the world.</i>			
Last Paper.		(Minutes.)			
378					
References.					
(Print.)		<i>2nd P.P. O.N. Galenovsky 75-872/154/26/48</i> <i>to the Board 10/1</i>			
(How disposed of.)					
<i>8, Wackeron. 80</i> <i>covered off</i> <i>M.I. 30</i> <i>M.O. 4</i> <i>Adapted</i> <i>O.M.</i> <i>Jan 12</i> <i>Yon E 378/4/51</i> <i>Del. New York 133</i> <i>10 JAN</i> <i>P.F.O.</i>					
(Action completed.)		(Index.)			
<i>9 Feb 12/1</i> <i>10 JAN</i>					
Next Paper.					
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TRUSTEES' DISTRIBUTION

FROM NEW YORK TO FO EIGHT ONE SE

(From United Kingdom Delegation to United Nations)

D. 11.32 a.m. 8th January 1948

8th January 1948 R. 5.10 p.m. 8th January 1948

Repeated to Jerusalem } Saving
Washington }

E. 078

INFO 1000

~~SECRET~~

9 JAN

Following for Poynton, Colonial Office, from Gibson.

[Begins]

Drafting Groups finished work of Jerusalem Statute on Tuesday and Working Committee began consideration of it yesterday.

2. Questions have arisen as to hearing views on draft statute of the Christian, Moslem and Jewish communities. See Trusteeship Council Resolution quoted in United Kingdom Delegation telegram No. 3661. Jewish Agency representatives are in attendance and decision will be taken on Monday as to manner and extent of facilities to be given to them. A decision will also be made on Monday as to the position of the Christian and Moslem communities. It is considered essential that the terms of the Resolution should be brought to their notice either by publishing it for general information in the press or by issuing invitations to specific organisations representing the communities e.g. the Arab Higher Committee etc. I have been asked for my views. I consider it would be impracticable to issue specific invitations, but if you or Palestine have any comments I should be grateful if I could receive them in time for Monday's meeting.

Foreign Office please pass to Jerusalem as my telegram
No. 1.

[Copy sent to Telegraph Section, Colonial Office
for retransmission to Jerusalem]

ccc

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Registry
No. E

Draft.

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~~Secret.~~
~~Confidential.~~
~~Restricted.~~
~~Open.~~

Telegram.
United Kingdom
Delegation, NEW YORK
No. 133

(Date) Jan 10

Repeat to :-
JERUSALEM

WASHINGTON (Saving)
39 SAV.

~~En Clair.~~
~~Code.~~
~~Cypher.~~

Distribution :-

Intelligence.

Copies to :-

IMPORTANT

SECRET

BUILD

Addressed to U.K. Delegation, New
York, telegram No. 133 of 10th January
for information
~~and~~ repeated to Jerusalem and Saving to
Washington.

Following for Gibson from Poynton.
Begins.

Your telegram No. 37 of 8th
January.

Subject to views of High Commissioner,
to whom this telegram is being repeated,
we agree that best course would be for
terms of Resolution in your telegram
No. 3661 to be published for general
information in the press. (We take it
actual machinery would be simply a United
Nations press handout). Issue of
specific

Despatched 10/1 5.40 P.M. 1948

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OUT FILE

30

[This telegram is of particular secrecy and should be returned by the authorised recipient and not passed on]

Cypher/OTP

TRUSTEESHIP DISTRIBUTION

E

Secret

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to United Nations)

No. 155

D. 3.45 p.m. 10th January 1948

10th January 1948

Repeated to Jerusalem

Washington No. 39 Saving

IMPORTANT

SECRET

BUILD

Addressed to United Kingdom Delegation New York
telegram No. 155 of 10th January repeated for information
to Jerusalem and saving to Washington.

Your telegram No. 37 [of 8th January].

Following for Gibson from Peytonen.

[Begins]

Subject to views of High Commissioner, to whom this telegram is being repeated, we agree that best course would be for terms of Resolution in your telegram No. 3661 to be published in the press. (We take it actual machinery would be simply a United Nations press handout). Issue of specific invitations would place Trusteeship Council itself in an invidious position and would be open to further objection that you would no doubt be asked to advise to which bodies invitations should be sent, which would place you in an embarrassing and indeed impossible position.

2. Burns agrees with the above, Ends.

ccc

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INDEXED *p.m. E*
(with note for dispatch)

The Church House,
Great Smith Street,
S.W.1.

10th January, 1948.

75872/154/26/48

IMMEDIATE

Dear Beeley,

13 JAN 1948

I enclose a telegram which we suggest should be sent to the U.K. Delegation in New York in reply to their telegram No. 37 of the 8th January. We would be very grateful if you would arrange for it to be sent off as quickly as possible.

Yours sincerely,

A.N. Galsworthy
(A.N. Galsworthy)

H. BEELEY, ESQ., C.B.E.

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intermediary between British and
Roman (Mitt) peacemakers in 1941, and
his story would probably be revived if
his name were put up (see 22.1498/90⁴³
23433/2946/43
of 1946) comment on him lacks
enthusiasm. Not, I would say, a
promising candidate, but perhaps worth
considering further if the field is
very small indeed. *Ann Haggroy*

C.O. informed.

H.B. 231

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33

by the author
E 590

D I P L O M A T I C.

9 JAN

(From United Kingdom Delegation to United Nations)

No. 42. D. 3.23 p.m. 8th January, 1948.
8th January, 1948. R. 8.31 p.m. 8th January, 1948.

Repeated to Washington (Saving).

مختار

Addressed Foreign Office telegram No. 42. 8/1.
Repeated Washington Saving.

Governor of Jerusalem.

Gerig told Gibson yesterday that Ryckmans was not (repeat not) willing to be considered for Governorship. Gerig added that this meant that all the persons whose names had been mentioned in informal talks between Sayre and Sir Alan Burns were now unwilling to be considered and suggested you should be informed in case you desire to suggest names of other persons.

333

[illegible]

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13

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1948

PALESTINE

E 416

JAN

Registry
Number

FROM

No.

Dated

Received
in Registry

E 416/4/31

70 minutes

W. Beeley

Jan 48

U.N. Palestine Discussions.

Transmits news on the U.N. Discussion
re Palestine during General Assembly
Second Annual Session Sept - Dec 1947.

Last Paper.

396

(Minutes.)

H.B.L.
31
12.

References.

(Print.)

(How disposed of.)

9/ Amman W. Yan
Bagdad Moscow
Beirut New York.
RMFO
Paris
Damascus
Tel/A
Sent by C.B. 30/1.

6 copies. J.M. Martin. 80.

Jan 31.

P.L.O. 1/10/48

(Action
completed.)

P.L.O. 1/10/48

(Index)

P.L.O. 1/10/48

Next Paper.

440

26513 F.O.P.

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35

Division

Please see minutes below. The memorandum should now be printed for the volume, and for circulation as instructed at X in Mr. Burrows minute.

It cannot be classified as urgent, but it will not be of much value to the Dept. concerned unless it is circulated fairly soon.

H. Beelby 81

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E 36

I attach a very useful historical memo. by Mr Beeley on the Palestine discussions at New York. It is considerably fuller & more outspoken than the account to be included in the White Paper on the 1947 Assembly.

Mr Martin of the C.O. concurs.

I suggest it should be printed & copied to Arab posts, Washington, New York, & Moscow, & C.O.

The memo. contains in para. 23 a statement that the US authorities used pressure on other delegations to vote for

Nothing to be Written in this Margin.

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for partition. I believe this
to be correct.

Believe,
however,
that Mr
Marshall
has privately
cleared it
to the S. & S.
P. I.

BAR Zimm

4.1

U. S. Dept

Mr Wright ✓

ਮਨੁ

5.1

The record of the 5/5's conversation with
Mr. Marshall (attached) shows that the
latter, when taxed with the use of pressure,
avoided a direct denial. What he said was:

"The position was very difficult". The Arabs also had been bringing pressure to bear everywhere. He had tried to stop this.... He felt it was better not to intervene. He had given his people instructions accordingly over Palestine, and he had the greatest confidence in General Hildring, who was handling this and who, he was absolutely sure, would handle it with ^{very} "clean hands."

The last sentence, in particular, could quite well
be

Nothing to be Written in this Margin.

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37

refer to the future and not to the past.

I hope Mr. Mason will agree to let para. 23 stand. We could of course quote the record of the S/S conversation with Mr. Marshall in a footnote, but this would involve making the whole paper Top Secret.

H.B. Bealey of

I have of course no objection to letting the para. stand. I merely wished to call attention to what Mr. Marshall had said, and I note that Mr. Bealey's quotation above omits a very significant sentence about the Latin Americans which, if taken at its face value, conflicts pretty completely with the story of the Haitian given in para. 23 of the memo.!

Pr. 71.

Sent for printing

H.B. 87,

Nothing to be Written in this Margin.

x I believe
not that it
is true.

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E416/4/31

PALESTINE + TRANSJORDAN

January 9th, 1948

Section 1

38

E 416/4/31

18 JAN

SECRET

The Palestine Question at the Second

Annual Session of the General

Assembly (~~1947~~ September-November, 1947)

Cullough

It seemed doubtful, when the Assembly met, whether a two-thirds majority could be obtained for the plan of partition recommended by the majority of the United Nations Special Committee on Palestine (UNSCOP). It was evident that the United States Government would be obliged to give at least general support to the plan, and its influence would be considerable. But Russo-American relations, as revealed in the opening stages of the Assembly, were such as to offer little prospect of cooperation between the Slav bloc and the United States in relation to Palestine. Thus the Arab Delegations, assured of practically solid support from the representatives of Asia, had good hopes of securing more than a third of the votes cast and so of blocking the plan. They were under no illusion as to the chances of their own counter-proposal for a unitary Palestinian State with a permanent Arab majority and constitutional safeguards for the Jewish minority.

2. The United Kingdom Delegation were instructed to take no direct part in the settlement of this issue. They were to confine themselves to defining the limits of British participation in implementing any plan, and to impressing upon the Assembly the consequent need to provide for an alternative means of enforcement as an integral part of any recommendation they might adopt.

3. In accordance with this decision, the Colonial Secretary made a statement on the 26th September, at the second meeting/

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39

meeting of the Ad Hoc Committee on the Palestinian question. The following is an extract from this statement:-

"His Majesty's Government are not themselves prepared to undertake the task of imposing a policy in Palestine by force of arms. Likewise, in considering any proposal to the effect that His Majesty's Government should participate with others in the enforcement of a settlement, they must take into account both the inherent justice of the settlement and the extent to which force would be required to give effect to it.... In order that there may be no misunderstanding of the attitude and policy of the United Kingdom, I have been instructed by His Majesty's Government to announce with all solemnity that they have decided that in the absence of a settlement they must plan for an early withdrawal of British forces and of the British administration from Palestine..... If no basis of consent for a settlement can be found, it seems to me of the highest importance that any recommendations made by the General Assembly should be accompanied by a clear definition of the means by which they are to be carried out."

4. This statement was followed by several days of general debate, in the course of which two themes recurred with particular frequency. There was a general concern with the plight of Europe's displaced persons, Jewish and non-Jewish alike, and almost all speakers expressed a desire to initiate action on their behalf, although there was a division between those who felt that a beginning should be made by settling Jews in Palestine and those who wished the problem to be treated as a whole without specific reference

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40

to Palestine. It also became clear at this stage that the partition plan was made more attractive to a number of Delegations by the provision for an economic union of the three parts into which it would divide the country politically. Several speakers expressed a conviction, or a hope, that enforced economic collaboration would lead in the long run to voluntary political collaboration.

5. It was not until the 11th October that the attitude of the United States was disclosed, in a speech by Mr. Herschel Johnson. Subject to certain reservations, he supported the plan of the UNSCOP majority. Turning to the problem of its implementation, he first remarked that the Assembly, by admitting the future government of Palestine to its agenda, had not thereby undertaken to assume responsibility for administering the country during its transition to independence. "The present responsibility for administration rested with the Mandatory Power". He added however that the United States Government was willing to participate "in any United Nations plan designed to assist the parties involved" to establish a political settlement in Palestine. He explained that he had in mind assistance, through the United Nations, "in meeting economic and financial problems and also the problem of internal law and order during the transition period". The latter "might require the establishment of a special constabulary or police force recruited on a volunteer basis by the United Nations". He would not assume that any account need be taken of the possibility of a threat to the proposed settlement from outside Palestine.

There was no hint in this speech of any recognition by the United States Government that a new administration

might/

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41

might be required in Palestine if partition were to be carried into effect. All it appeared to offer was economic and financial assistance to the Mandatory Power, with possibly the more dubious assistance of an international constabulary.

6. At the next meeting of the Ad Hoc Committee, on the 13th October, Mr. Tsarapkin spoke for the Soviet Union. He also supported in principle the partition proposal of the UNSCOP majority. He recognised that there was likely to be a gap between the termination of the existing mandate and the establishment of the two independent States, and posed the problem of the governing authority during this period, without however offering any solution.

Mr. Tsarapkin's speech opened with an interesting passage on the subject of self-determination. "In the circumstances," he said, "juridical and historical argument should play only a secondary part..... The essence of the question was the right of self-determination of hundreds of thousands of Jews and Arabs living in Palestine The Jewish people were striving to create a State of their own; and it would be unjust to deny them this right Every people ... had full right to demand that its fate should not depend on the mercy or goodwill of a particular State". It was subsequently pointed out by Camille Bey Chamoun (Lebanon) that this doctrine could be applied with equal justification, and perhaps with dangerous consequences, to other minorities elsewhere.

7. In the closing stages of the general debate, on the 16th October, the Colonial Secretary intervened again. In this speech he said:—

"It seems to us essential that in determining the nature of a settlement the Assembly should also determine the

measures/ 4

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42

measures to implement it. It would be unreasonable to ask His Majesty's Government to carry the sole and full responsibility for the administration of Palestine and for enforcing changes which the United Nations regard as necessary..... My Government desire that it should be clear beyond all doubt and ambiguity that not only is it our decision to wind up the Mandate but that within a limited period we shall withdraw....// If the Assembly should recommend a policy which is not acceptable to the Jews and Arabs, some authority alternative to the United Kingdom must be provided in order to implement the United Nations policy".

8. Shortly after this statement, the Ad Hoc Committee appointed three sub-Committees, the first to examine and report on the UNSCOP majority plan, the second to work in the same way on the Arab counter-proposal, and the third to explore the possibility of conciliation. This last sub-committee was to consist in the first instance of the Chairman of the Ad Hoc Committee (Dr. Evatt), its Vice-Chairman (Prince Svasti of Siam) and its Rapporteur (Mr. Thor Thors of Iceland). The two others were to be nominated by the Chairman from those Delegations which did not signify their unwillingness to serve. Dr. Evatt found his freedom of choice severely limited by this right of Delegations to opt out of the sub-Committees. He was nevertheless ~~severely~~ criticised for his action in composing them almost exclusively of partisans of the policies they were called upon to consider. The membership was as follows: —

1/2 Sub-Committee I— Canada, Czechoslovakia, Guatemala, Poland, South Africa, U.S.A., U.S.S.R., Uruguay and Venezuela.

Sub-Committee II/

(5)

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43

Sub-Committee II:- Afghanistan, Colombia, Egypt, Iraq,
Lebanon, Pakistan, Saudi Arabia,
Syria, Yemen.

The United Kingdom Delegation was represented by an observer on each of the two sub-Committees.

9. When these lists became known, the United States Delegation sought to persuade Dr. Evatt to add to the membership of Sub-Committee I two States which had not pronounced themselves in favour of partition. This effort failed, and a subsequent request from Sub-Committee II for the replacement of two of its Arab members by two "neutrals" was also rejected. The Delegate for Colombia - the only "neutral" appointed to either sub-Committee - thereupon resigned; he was not replaced. As a result of this procedure the Ad Hoc Committee was faced, when it re-assembled, with two reports which respectively reproduced in an uncompromising form the proposals of the Arab States and the partition plan of the UNSCOP majority. The recommendation of the UNSCOP minority for a federal State was never seriously considered.

10. The one-sidedness of the two sub-Committees was further accentuated by their own procedural decisions. The Jewish Agency for Palestine was invited to participate fully - apart from the right to vote, a restriction which proved in practice to be unimportant - in the work of sub-Committee I, and actually played a major part in its discussions. The Arab Higher Committee, which refused an invitation to present its views on detailed aspects of partition to sub-Committee I, was continually consulted by sub-Committee II.

11. Public attention was concentrated on the first sub-Committee, and in particular on its approach to the problem of enforcement arising from the decisions of His Majesty's

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Government. The first proposal for dealing with this problem came from the United States Delegation. It amounted simply to reducing the period of transition before the two proposed States became independent, from the two years suggested by the UNSCOP majority to a much shorter period calculated with reference to the time which would be required for the evacuation of British forces. Under this proposal the two States were to become independent on the 1st July, 1948. All the preparations for their establishment would thus have to be completed before that date. It was assumed that His Majesty's Government would retain the mandate for an approximately equivalent period. As mandatory ~~they~~ ^{they} would be responsible for law and order. Thus the gap left in the UNSCOP majority plan by the British decision to withdraw would disappear, and British forces would after all be compelled to allow partition to be carried out under their protection.

*Randall
Cullingham*

12. Alternative proposals were submitted by the Soviet Union and Guatemala. The whole question was referred by the Sub-Committee to a "working group", consisting of the representatives of the United States, the Soviet Union, Guatemala and Canada. Differences arose in this group between the Soviet and American Delegations, the former desiring: (a) earlier dates for the termination of the mandate and the withdrawal of British troops; and (b) a major rôle for the Security Council in the execution of the Assembly's recommendations. Mr. Pearson of Canada set himself to reconcile these differences, and was assisted by the evident readiness of the Soviet Delegation to make important concessions rather than jeopardise the two-thirds majority for partition. They eventually gave way on the dates for British withdrawal; they compromised on the part to be played by the Security Council; and they subsequently raised no objection to the

assignment/

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46

settlement which would require enforcement it must not expect British authorities either to exercise administrative responsibility or to maintain law and order except in the limited areas of which they would necessarily remain in occupation during the process of withdrawal".

This statement threw into relief the gap in the programme of implementation on which the working group had at that time agreed. Nor did they succeed in closing the gap when they reconsidered and revised their draft in the light of the new data provided by Sir Alexander Cadogan.

14. The reports of the sub-committees were presented to the Ad Hoc Committee on the 15th November. The Chairman stated that the group concerned with conciliation had done everything possible to bring the parties to an agreement, but that there seemed to be little prospect of success. It was subsequently revealed by Faris Bey el-Khoury (Cyria), speaking in the General Assembly, that Dr. Watt had written to Prince Feisal and to Mr. Marshall, suggesting a meeting between them as a first step towards conciliation; that Prince Feisal had at once replied accepting the invitation; and that he had received no answer to his letter.

15. Sub-Committee II presented three draft recommendations, dealing respectively with a number of legal issues involved in the consideration of Palestine's future, with the resettlement of Jewish displaced persons and refugees, and with the Arab plan for the constitution of Palestine.

Of the legal questions, the most interesting was that relating to the competence of the Assembly to enforce or recommend the enforcement of partition. The sub-committee's

proposal/

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proposal that the International Court of Justice should be asked to give an advisory opinion on this question was, by a motion of the French Delegation, isolated from their other proposals for reference to the Court and voted on separately. It was defeated by 21 votes to 20. The remainder of the legal resolution was defeated by 25 votes to 16.

The resolution concerning Jewish refugees and displaced persons, which proposed the establishment of a special committee of the Assembly to recommend a scheme of quotas for re-settlement in the territories of member States, received 16 votes with 16 against, and did not go forward to the Assembly.

The third resolution of sub-Committee II, based on the Arab plan for the constitution of Palestine as a unitary State, was defeated by 29 votes to 12, with 14 abstentions.

16. Sub-Committee I presented a report which amounted to an amended version of the UNSCOP majority recommendations, together with new proposals for the supervision of the establishment of the Arab and Jewish States and the special régime for Jerusalem. Of the amendments to the UNSCOP plan, the most important affected the boundary between the Arab and Jewish States. The Jews obtained additional territory both in Galilee and to the south and east of Heisan. In Samaria and Judaea, two groups of Arab villages were transferred to the Arab State, leaving however a large part of their lands in the Jewish State. A strip of territory to/

(1) It is to be noted however that a Netherlands amendment adopted by the Ad Hoc Committee increases the discretion of the United Nations Commission in demarcating the frontier, and instructs it not to divide village areas "unless pressing reasons make that necessary".

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48

to the west and north-west of Lydda, containing the airport, was transferred to the Jewish State. The town of Jaffa was excluded from the Jewish State and constituted into an enclave belonging to the Arab State. There was an exchange of territory on the coastal plain north and south of Gaza; this, together with an extension of the frontier of the Jewish State northwards along the western shore of the Dead Sea, gave it ~~the~~ two areas in which there was ^{believed} ~~to~~ be a prospect of petroleum production. At a later stage the Ad Hoc Committee accepted a proposal concerted by the United States Delegation with the Jewish Agency, for the transfer to Arab hands of Beersheba town and of a strip ^{almost entirely} of ^{land} desert ^{along} the Egyptian frontier. The principal effects of these frontier changes were:-

- (a) To reduce the size of the Arab minority in the Jewish State by approximately 80,000. (The revised estimate for the population of the Jewish State is 498,000 Jews, 405,000 Arabs and others),
- (b) To increase the proportions allocated to the Jewish State of both irrigated land and land under citrus. (The UNSCOP plan gave the Jews 83 per cent. of the irrigated land and 82 per cent. of the citrus crop),

17. The revised proposal for the period of transition provided for the appointment by the General Assembly of a Commission of five members, representing Guatemala, Iceland, Norway, Poland and Uruguay. ⁽²⁾ The dates for the termination of the mandate and the withdrawal of British armed forces should be agreed between this Commission and the mandatory Power, and approved by the Security Council. In any event neither date was to be later than the 1st August, 1948. Throughout the

^{period/}
 (2) The Ad Hoc Committee subsequently decided to leave the appointment of the Commission's members to the Assembly. The Assembly decided upon a new list, and the Commission will consist of representatives of Bolivia, Czechoslovakia, Denmark, Panama and the Philippines. (11)

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period of transition, which would begin when the General Assembly adopted its recommendation, the administration of Palestine would be entrusted to the Commission. Until the mandate was terminated, the Mandatory Power would "maintain order and direct the main public services, to the extent that these have not yet been placed fully or partially under the direction of the Commission, or the Provisional Councils of Government and the Joint Economic Board respectively". There was to be a progressive transfer of responsibility for all the functions of government "from the Mandatory Power to the provisional Councils of Government and the Joint Economic Board".

18. On the 20th November, Sir Alexander Cadogan informed the Ad Hoc Committee of the attitude of His Majesty's Government to these proposals. The following are extracts from his speech:—

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"I feel bound, lest there be any misunderstanding, to make clear the extent to which the role assigned to my Government by sub-Committee I is compatible, and beyond which it is not compatible, with the declared intentions of my Government. It will then be for the Committee to decide to what extent these proposals are successful in meeting the problem of enforcement as it will exist in Palestine during the coming months.....

"So long as my Government continues to hold the mandate for Palestine, they must insist upon their undivided control of that country.

"Having said that, I should at once make it no less clear that my Government have every right to relinquish the mandate at a very early date. In determining this date, they will certainly give proper consideration to such arrangements as may have been made by the United Nations for the establishment of a provisional régime to succeed the/

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50

the mandate. At the same time I am sure the Committee will agree that there is no reasonable basis for the suggestion that my Government must await the approval of the Security Council before exercising their right to lay down a mandate which has proved to be unwelcome and of which they desire to divest themselves as rapidly as possible....

Handwritten: *Calhoun*

"The transfer of authority by the Palestine Government directly to Councils of Government or any other local representatives under a scheme of partition would in practice amount to the implementation of this scheme by His Majesty's Government in the United Kingdom, which failing Arab-Jewish agreement they are not prepared to undertake. If a scheme of partition were approved and a United Nations Commission set up as proposed in the sub-Committee's report, it would be to this Commission that the Palestine Government would when the time came hand over its authority....

"After authority has been handed over to the United Nations Commission there would still be zones in which British troops would remain pending final withdrawal.... They would not be able to per it activity in the zones of a nature calculated to provoke disorder and so to delay British withdrawal".

1. Sub-Committee I~~II~~ reconsidered its report in the light of this statement, and made a number of amendments. References to the Security Council were deleted from the paragraphs dealing with the termination of the mandate and the withdrawal of British forces. It was also made clear that the mandatory Power would transfer its authority to the United Nations Commission, and that it would not do so until it withdrew its armed forces.

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20. When the Ad Hoc Committee received the revised report on the 22nd November two members of sub-Committee I expressed their irritation at the attitude of His Majesty's Government. The Chairman of the Sub-Committee, Mr. Praszynski (Poland), accused the United Kingdom of obstructing the Assembly. More surprising was the complaint of Mr. Herschel Johnson that the Sub-Committee had received only "very desultory assistance from the Mandatory Power". Mr. A.M. Martin replied to these criticisms and again pointed out that the plan under discussion did not fill the gap created by the decision of His Majesty's Government that their troops could not be used as the instrument for its enforcement. "It was," he said, "the duty of the United Kingdom Government, in the light of its experience and knowledge of the situation in Palestine, to draw attention to the risk involved". At the next meeting Mr. Johnson spoke again. "The United Kingdom", he said, "had not given its full cooperation, and that had rendered the Committee's task more difficult and had not closed any of the gaps, whether real or imaginary".

21. The report of sub-Committee I, amended at some points was adopted by the Ad Hoc Committee on the 25th November. It received 25 votes, with 13 against and 17 abstentions. On the following day the Ad Hoc Committee reported in turn to the Assembly.

22. It was at this stage that the environment in which the Assembly was sitting became visibly a major factor in its proceedings. It may be that the United Nations will never again be faced with an issue which arouses so intense and local an interest among the population of New York. Throughout the session the delegates, following the Palestine debate in their daily newspapers, had been subjected to the influence of writers who were at once ignorant, prejudiced and

unanimous. 10/14

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52

(2) unanimous . The cumulative effect of their articles on many Delegates must have been to convey the impression that an opponent of partition was an enemy of the American people. When the final meetings took place in the Assembly hall at Flushing, the galleries were packed with an almost exclusively Zionist audience. They applauded declarations of support for Zionism. They hissed Arab speakers. They created the atmosphere of a football match, with the Arabs as the away team.

23. The Zionists, however, did not rely on the vague influences of environment and popular excitement. Their own lobbyists were active both at Lake Success and in the capitals of member States. During the closing stages of the Ad Hoc Committee ~~however~~ they came to the conclusion that the partition proposal would still be short of the necessary two-thirds majority in the Assembly. In these circumstances the United States Government was persuaded to use its influence with Governments which were for one reason or another dependent upon it, and which if left to themselves would either vote against partition or abstain. The first symptom

(3) The level of their understanding of the Palestine problem is illustrated by a leading article in the New York Herald Tribune of the 6th December, which contained the following sentence: "There is no fundamental national or political interest of the Arab peoples involved in this quarrel".

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symptom which appeared at Lake Success of the American drive for a two-thirds majority was the remark in Mr. Johnson's speech of the 22nd November, that the United States Delegation "would not understand" abstentions on this important issue. There then began a movement of small-power Delegations into the partitionist camp. The embarrassment of these repentant sinners was increased by the rapturous welcome each of them received from the New York press, where however praise of the United States Government for its efforts still alternated with complaints that it was not being sufficiently energetic. Particularly ludicrous was the position of the Philippine and Haitian Delegates, who were obliged to vote in favour of partition three days after they had spoken against it. Before voting Mr. Vieux of Haiti circulated the following statement:-

C. J. P. H. 2/1

"I feel that my position in regard to the question of Palestine should be made clear. In the statement I made last Wednesday, I expressed the views that my government had just forwarded to me in the most formal terms opposing the partition of Palestine. In an equally formal manner, contrary instructions were forwarded to me yesterday. Therefore, I will undertake the duty to act on the basis of the last instructions as I did carry out the previous one, due to the fact that I did not seek to influence the forthcoming of any instructions from my government."

24. When the debate in plenary session opened on the morning of the 26th November, it was generally supposed that the vote would be taken either that night or on the following morning, the press having announced that the Assembly would sit on the 27th although it was Thanksgiving Day and as such a public holiday. Calculations made in the course of the day showed ^{that} 15 votes would be cast against partition, and that it was unlikely that the affirmative vote would rise as high as 50.

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Mohammed
 Sir *Mohammed* Saifullah Khan (Pakistan), the acknowledged leader of the Moslem bloc in this Assembly, and Dr. Jamali (Iraq) offered to remove their names from the list of speakers in order that a vote might be taken at the night meeting. In the late afternoon, however, President Aranha announced that the Assembly would not meet after dinner, and would adjourn until the 25th.

25. By the 25th, the two-thirds majority was assured. Consequently the tactics of the Arabs were no longer to accelerate but to delay the vote. They found unexpected support in this effort from the French Delegation, which appears to have taken the initiative (with or without instructions from Paris) in organizing the manoeuvre which postponed the victory of partition and temporarily disconcerted the United States Delegation. In the course of the morning, Dr. Jamali made a speech at the end of which he trailed a barely perceptible olive branch. To those who were looking for it, it was sufficient, and after lunch M. Parodi carried a proposal for an adjournment of 24 hours, in order that a final attempt might be made to open the way to a settlement by conciliation.

26. It was clear that no progress towards conciliation could be made in 24 hours. There was, however, another motion introduced on the 25th November, by the Colombian Delegation, to refer the whole problem back to the Ad Hoc Committee with instructions to work out a compromise solution and report in due course to a special session of the Assembly. An understanding appears to have been reached, after the adjournment on the 25th, that this motion would be revived on the following day if an Arab spokesman had first made a statement sufficiently conciliatory to offer some prospect that a compromise might yet be found.

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28. Immediately after the vote, Sir A. Cadogan made the following statement: —

"Now that the General Assembly has adopted this resolution, I must point out that there will be a number of points of detail connected with the application of the plan that will closely affect my Government. I have, therefore, been instructed to express the hope that the United Nations Commission will get into communication with His Majesty's Government in the United Kingdom in order that arrangements may be agreed for their arrival in Palestine and for the co-ordination of their places with those of the mandatory Power for the withdrawal of British administration and British military forces".

29. The ~~Delegates~~ of Saudi Arabia, Iraq, Syria and the Yemen then made statements to the effect that their Governments did not recognise the validity of the Assembly's decision and reserved their full freedom of action, after which the Arabs walked out of the Assembly.

Foreign Office

January 1948.

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10 JAN

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PALESTINE

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FROM

E440/4/31

No.

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Dated

M'Reilly

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Restrictions of Jerusalem Council to Governors
of Jerusalem
for letters from Galilee.
After examination of draft Restrictions
concluded that they follow closely form and
wording of U.K. Restrictions. Suggests enlistment
of friendly delegation to sponsor operational points
in order that Restrictions would not appear to
be obviously of U.K. origin.

Last Paper.

E416

(Minutes.)

B3 15/1

References.

(Print.)

(How disposed of.)

tel, New York. 99
8 Jan

(Action
completed.)

8 Jan 16/1

(Index.)

29/1/48

Next Paper.

E443

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E . . Despatches
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10 JAN

Addressed to U.N. Del. New York.

tel. No. _____ of January 7th.

Following for Gibson from Galsworthy.

Begins

On examining draft Instructions of Trusteeship Council to Governor of Jerusalem which you took with you we observe that they follow so closely form and wording of U.K. Instruments, Col. Regs. etc., that, even though Instructions were sponsored by some other delegation or by the Secretariat, their U.K. origin would be easily identifiable.

2. In accordance with general brief which you took to New York on your first visit, therefore, we would not (repeat not) wish Instructions in their present form to come before Working Committee. We suggest instead that you should endeavour to get friendly Delegations or the Secretariat to sponsor the essential points contained in the draft Instructions, rather than the actual clauses as now drafted, in order that the Instructions as finally adopted should not appear to be obviously of U.K. origin, but should come out suitably assembled. Ends.

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Cypher/OTP

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E
Secret

TRUSTEESHIP DISTRIBUTION

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to the United Nations)

No. 99

D. 8.30 p.m. 8th January, 1948.

8th January, 1948.

IMMEDIATE

SECRET

BUILD

Following for Gibson from Galsworthy.

[Begins]

On examining draft Instructions of Trusteeship Council to Governor of Jerusalem which you took with you we observe that they follow so closely form and wording of United Kingdom Instruments, Col. Regs. etc., that, even though Instructions were sponsored by some other Delegation or by the Secretariat, their United Kingdom origin would be easily identifiable.

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[Ends]

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Registry Number E443/4/31 FROM Trefford Smith No. 60 Dated 6th Dec 1947 Received in Registry Jan 4 <div style="text-align: right;">10</div>	Relatd, 11-11-47. View Rpt FO (Mr (E12286/951/31)) enclosing record of conversation with R. Smith, who asked for clear statement of 11-11-47 view on certain points re Relatd Mr. Trefford Smith 60. view on these points.	
Last Paper. <div style="text-align: center; font-size: 1.5em;">440</div>	(Minutes.) <div style="text-align: right;">R.B. 171</div>	
References.		
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(Action completed.) <div style="text-align: right;">24/11/48</div>		
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The Church House,
Gt. Smith Street,
London, S.W. 1.

January 7, 1948.

My Reference

Your Reference

E 443

Dear Burnans

In your secret letter of 10 JAN 23, you asked for any views we might have on the record of your conversation with the Iraq Minister of Foreign Affairs enclosed.

As regards para. 1, I think we must leave to you the question of possible guidance to the Arabs as to their bringing a case before the International Court to test the legality of the Assembly's decision on Palestine.

As regards 2, it seems to us, especially after conversation with Fletcher-Cooke (who, as you know, is just over from Palestine), that the prospect of any sort of orderly handover to the United Nations Commission of the Palestine Administration as a going concern is becoming increasingly remote. If only because the Arab side of the Administration, totalling 62, of the whole, will certainly not in any circumstances agree to work for the United Nations Commission, a serious break-down, if not total collapse of the Central Administrative machine is bound to follow our termination of the Mandatory Administration; and I cannot see that the United Nations Commission can have any reasonable chance of setting up an alternative machine ready for action, however rudimentary, before that happens. Certain local and municipal bodies may, of course, continue to function in some sort of shape, but that does not affect the main issue. It is difficult to assess quite how this affects the proposed fortnight's overlap, but it

/does

B.A.B. BURROWS, ESQ.

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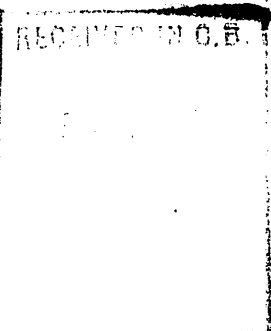
does seem that the original purpose for which this overlap was arranged - i.e., an orderly handing over, cannot now in any case be properly achieved, and it may well be, in the event, that we shall find it most convenient to terminate our responsibilities from the moment of the arrival of the Commission in Palestine, or very shortly after. The point is in any case one which would presumably require discussion with the United Nations Commission itself.

I do not feel able usefully to comment on (5), but I think that your assumption of non-molestation of the Jews is unreal: also that there is considerable doubt whether the Arab States' armies could in fact occupy the whole of Palestine.

Yours sincerely

Trafford Smith

(Trafford Smith)



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1948

PALESTINE

10 JAN

Registry
Number

E 450/4/31

TELEGRAM FROM

No.

11 H.A. 1

Dated

11 Jan 1948

Received
in Registry

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9 Jan

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 1/11. 11.11.1948 (50/4/31). 11.11.1948
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References.

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 (on E 50/4/31)

(Action
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9 Jan 1948

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29 Jan 1948

Next Paper.

E 454

30471 P.O.P.

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E 450

63

[This telegram is of particular secrecy and should be retained by the authorised recipient and not passed on]

Cypher/OTP

DIPLOMATIC

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 53

D. 8.20 p.m. January 9th, 1948.

January 9th, 1948.

R. 1.42 a.m. January 10th, 1948.

Repeated to Jerusalem and Washington Saving.

IMPORTANT

SECRET

Addressed Foreign Office No. 53 January 9th,
repeated to Jerusalem and Washington Saving.

Your telegram No. 100.

Palestine.

We have no knowledge of any such conversations.

2. Secretary General yesterday publicly denied statements that he and his staff had been sounding out smaller Powers on the possibility of their providing military force to be used in Palestine in case of need.

3. Five Power Commission held its first meeting to-day and instructed Secretary General to invite United Kingdom Arab Higher Committee and Jewish Agency to designate representatives "who shall be available to the Commission for such authoritative information and other assistance as the Commission may require in the discharge of its functions". I am accordingly informing Secretary General of my designation for this purpose with Trafford Smith and Fletcher-Cooke as alternates.

4. Commission also elected Lisicky as chairman and De Medina (Bolivia) as Vice Chairman both offices to run until October 1st, 1948.

5. Secretary General in a welcoming speech expressed his assumption that should it prove necessary Security Council "will not fail to exercise to the fullest and without exception every necessary power entrusted to it by the Charter".

Foreign Office please pass to Jerusalem as my telegram No. 2.

[Copy sent to Colonial Office for repetition to Jerusalem]

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1948

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PALESTINE

E 454

12 JAN

Registry
Number

TELEGRAM FROM

No.

Dated

Received
in Registry

E 454/4/31.

11 K 21

11 Jan 1948

5-9

10 Jan

12

Working Committee, on Jerusalem

concerns financial plans to Jerusalem
Council of Working Committee is unlikely to be completed
much before end of month and financial representations
will probably not come until about Jan 19
disagreements - longer has been made to be
accepted by the Working Committee.

Last Paper.

E 450

References.

(Minutes.)

J.P.P. 50 to 96 10/1

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H.B. 141

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Jan 13

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Next Paper.

E 494

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Tel) New York 126
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8) Mr. Mathieson, P.O.
✓ Jan. 13

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Cypher/OTP

FILES

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to the United Nations)

No. 59

D.2.38 p.m. 10th January, 1948.

10th January, 1948.

R. 7.55p.m. 10th January, 1948.

Repeated to Jerusalem

Washington Saving

E 454

Addressed to Foreign Office telegram No. 59 of
January 10th repeated to Jerusalem and Washington.

Following personal for Poynton, Colonial Office,
from Gibson.

[Begins]

With reference to High Commissioner's telegram
addressed to Secretary of State for Colonies No. 6
regarding my return to Jerusalem, I understand charter
aircraft leaves for Palestine about January 20th and it
may be convenient that I should return on this. Kindly
confirm.

2. My present intention is to leave for London on
the evening of January 15th so as to allow for aircraft
delays and give me a little time in England before proceeding
to Palestine. I assume Fletcher-Cooke and/or
Trafford Smith will take over from me and I am arranging
to brief them as fully as possible.

3. Work of Working Committee is unlikely to be
completed much before the end of this month and Jewish
representatives will probably not be here until about
January 19th. No spectacular changes in the draft have
so far been made by the Working Committee.

Please repeat to High Commissioner Jerusalem,
personal and confidential, as my telegram No. 3.

[Copies sent to Poynton Colonial Office and to
Telegraph Section Colonial Office for repetition
to Jerusalem.]

///

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NOTHING TO BE WRITTEN IN THIS MARGIN.

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New York
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Jan 9th
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Coly
Subj. Chair
Col. Office

OUT FILE

66

Departure Fletcher Cooke
and Lafford Smith
delayed 24 hours.

Amis
(per Mr Anderson)
Res. Ch.
9/11-

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67

DEPARTMENTAL.

FROM FOREIGN OFFICE TO NEW YORK.

(To United Kingdom Delegation to United Nations)

No. 126.

No. 126. D. 11.20 p.m. 9th January, 1948.
9th January, 1948.

Departure Fletcher Cooke and Trafford
Smith delayed 24 hours.

333

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OUTWARD TELEGRAM

FROM THE SECRETARY OF STATE FOR THE COLONIES

7:572/159

Code

TO PALESTINE (Gen. Sir A. Cunningham)

Sent 10th January, 1948. 11.15 hrs.

No. 96.

Negotiations with U. N. Commission.

While Fletcher-Cooke and Trafford Smith are in New York you will no doubt arrange for repetition to UKDEL for them of any telegrams which they should see to keep them informed of developments generally apart from communications to them of direct bearing on their mission.

Copy sent to:-

Foreign Office

- Mr. Beeley.

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E 494

1948

PALESTINE

JAN

69

Registry
Number

FROM

No.

Dated

Received
in Registry

E 494/4/31

A. A. Goldwater/24

7587/154/26

to M. Burrows

75 Jan
13

Statute for Jerusalem

Instructions to the Governor of
 Enclosed copy of report ~~Statute for Jerusalem~~
 which provided for the Trusteeship Council
 to issue supplementary instructions to
 the Governor.

Last Paper.

E 454

(Minutes.)

Tel sent on E 440/4/31.

H.B. 15/11

References.

E 440/4/31.

(Print.)

(How disposed of.)

(Action
completed.)

(Index.)

pp 11/15

15/15

Next Paper.

E 551

26513 F.O.P.

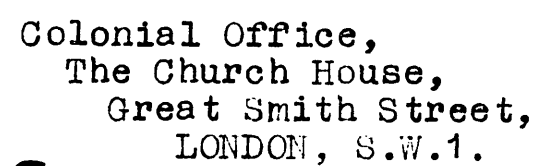
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7th January, 1948.

E 494 *und* 773

Dear Bunawo, 13 JAN

2. At a meeting which we held with Sir Alan Burns and Gibson a few days before the latter's return to New York it was decided that a draft of such instructions should be prepared, based on the precedent of Letters Patent and Royal Instructions issued to our own Colonial Governors and on certain of our Colonial Regulations; but that all features should be eliminated from the draft which might indicate the documents on which they had been based.

by

B.A.B. BURROWS, ESQ.

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12 JAN 1948

SENT TO DEPT.

by some other Delegation or perhaps by the Secretariat themselves, their U.K. origin would, in our view, be pretty easily identifiable.

4. We hope in fact that Gibson will regard the draft as being in the nature of general guidance to himself, and that as it now stands it will not find its way before the Working Committee. To be on the safe side, however, we should like to send the enclosed telegram to Gibson, and would be grateful if, providing you see no objection, you would kindly arrange for it to be sent off.

Yours sincerely,

A.N. Galsworthy

(A.N. Galsworthy)

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INSTRUCTIONS OF THE TRUSTEESHIP COUNCIL OF THE UNITED
NATIONS TO THE GOVERNOR OF THE CITY OF
JERUSALEM

Part I

THE GOVERNOR

1. Every person appointed to fill the Office of Governor shall, with all due solemnity, before entering on any of the duties of his Office, cause the Commission appointing him to be Governor to be read and published in the presence of the Chief Justice or, in his absence, some other Judge of the Supreme Court and of such Members of the Council of Government as can conveniently attend, which being done, he shall then and there take before them the Oath of Office which Oath the said Chief Justice or Judge is hereby required to administer.

2. (1) Whenever the Office of Governor is vacant, or the Governor is absent from Jerusalem or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as may be specially appointed by the Trusteeship Council, or, if there is no such person in Jerusalem capable of discharging the duties of the administration the senior Member of the Council of Government then in Jerusalem and so capable shall, during our pleasure, administer the Government.

(ii) Before assuming the administration of the Government any such person shall, in the form and manner prescribed in Article 6 of these Instructions, take the official Oath (as Governor); which being done, such person is hereby authorized, empowered and commanded to do all things that belong to the Office of Governor as provided in these Instructions.

(iii) Any such person as aforesaid shall not continue to administer the Government after the Governor or some other person having a prior right to administer the same has notified that he is about to assume the administration.

/(iv) The

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(iv) The Governor or any other person as aforesaid shall not be regarded as absent from Jerusalem or prevented from or incapable of acting in the duties of his office for the purposes of this Article when there is a subsisting appointment of a Deputy under the next succeeding Article of these Instructions.

3. (i) Whenever the Governor has occasion to be absent from the seat of Government but not from Palestine, or to be absent from Palestine for a period which he has reason to believe will be of short duration, or whenever by reason of illness which he has reason to believe will be of short duration he considers it desirable so to do, he may, by instrument under the Public Seal, appoint any person in Jerusalem to be his Deputy during such absence or illness, and in that capacity to exercise and perform for and on behalf of the Governor during such absence or illness all such powers and functions vested in the Governor as shall be specified by such Instrument.

(ii) By the appointment of a Deputy as aforesaid the power and authority of the Governor shall not be abridged, altered, or in any way affected; and every such Deputy shall conform to and observe all such instructions as the Governor shall from time to time address to him for his guidance.

(iii) Any appointment under this Article may at any time be revoked by the Governor, and, in case of absence as aforesaid, shall cease and determine upon the return of the Governor to the seat of Government.

4. Except in circumstances in which he is not regarded as absent from Jerusalem for the purposes of the ~~Letters Patent~~, the Governor shall not quit Jerusalem without having first obtained leave from the Trusteeship Council, or if the Trusteeship Council is not in session from the Secretary General.

5. When any offence has been committed for which the
/offender

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three

offender may be tried in Jerusalem, the Governor may, as he shall see fit, grant a pardon to any accomplice in such offence who shall give such information as shall lead to the conviction of the principal offender, or of any one of such principal offenders if more than one; and further may grant to any offender convicted of any such offence in any Court within Jerusalem a pardon, either free or subject to lawful conditions, or any respite, either indefinite or for such period as the Governor may think fit, or the execution of any sentence passed on such offender, and may remit the whole or any part of such sentence or of any penalties or forfeitures otherwise due to the Government of the City of Jerusalem.

6. (1) Whenever any offender shall have been condemned by the sentence of any civil court in Jerusalem to suffer death, the Governor shall call upon the Judge who presided at the trial to make to him a written report of the case of such offender, and shall cause such report to be taken into consideration at a meeting of the Council or Government, and he may cause the said Judge to be specially summoned to attend at such meeting and to produce his notes thereat.

(ii) The Governor shall not pardon or relieve any such offender unless it shall appear expedient to him so to do upon receiving the advice of the Council or Government thereon; but he is to decide either to extend or to withhold a pardon or relieve, according to his own deliberate judgment, whether the Members of the Council or Government concur therein or otherwise; entering nevertheless, in the minutes of the Council or Government, his reasons at length, in case he should decide any such question in opposition to the judgment of the majority of the Members thereof.

7. Subject to any law for the time being in force the Governor may, make and execute, under the Public Seal, grants and dispositions of any lands or other immovable property /within

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within Jerusalem which may be lawfully granted or disposed of.

8. (i) Before disposing of any vacant or waste lands belonging to the Government of Jerusalem, the Governor shall cause the same to be surveyed, and such reservations to be made thereout as he may think necessary for any public purpose.

(ii) The Governor shall not, directly or indirectly, purchase for himself any land or building in Jerusalem belonging to the Government of Jerusalem.

9. The Governor shall keep and use the public seal for sealing all things whatsoever that shall pass the said seal.

10. Whenever there is a subsisting appointment of a Deputy to the Governor, these Instructions, so far as they apply to any matter or thing to be done, or any powers or functions to be exercised or performed, by such Deputy, shall be deemed to be addressed to, and shall be observed by, such Deputy.

11. The Governor shall be authorized, in anticipation of the approval of Legislative Council to authorize expenditure not provided for in the annual budget if in his opinion such expenditure is urgently necessary.

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75

2. The Council of Government shall consist of:-

- /permanently

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76

(2) If any person is appointed to be a temporary Member of the Council of Government and his temporary appointment is immediately followed by his definitive appointment as an Appointed Member, the said period of three years shall be reckoned from the date of the Instrument by which he is appointed a temporary Member.

(3) Any person vacating a seat as an appointed Member may be again appointed from time to time.

(4) If an Unofficial appointed Member shall be appointed temporarily to any office of emolument under the Government of Jerusalem, or to act in any such office, he shall not sit as a Member of the Council of Government by virtue of his appointment as an Unofficial appointed Member so long as he continues to hold or act in that office.

(5) The Governor may, by instrument under the Public Seal, declare any appointed Member to be incapable of discharging his functions as a Member of the Council of Government, and thereupon such Member shall not sit in the Council of Government until he is declared, in manner aforesaid, again to be capable of discharging his said functions.

(6) The Governor may, by Instrument under the Public Seal, suspend any Appointed Member of the Council of Government from the exercise of his functions as such, and thereupon such Member shall not sit in the Council of Government so long as his suspension remains in force. Every such suspension shall forthwith be reported by the Governor to the Trusteeship Council and shall remain in force unless and until it shall be removed by the Governor by Instrument under the Public Seal or by the Trusteeship Council, or the person suspended ceases to be a Member of the Council of Government.

4.

77
4. (1) whenever there shall be a vacancy in the number of persons sitting in the Council of Government by reason of the fact that:-

- (a) one person is lawfully discharging the functions of more than one of the offices set out in paragraph (a) of Clause 2 of these Instructions; or
- (b) an Appointed Member is lawfully discharging the functions of any such office; or
- (c) no person is lawfully discharging the functions of any such office; or
- (d) the seat of an Appointed Member is vacant from any cause; or
- (e) an Appointed Member is unable to sit in the Council of Government in consequence of a declaration by the Governor, as provided in these Instructions, that he is incapable of discharging his functions as a Member; or
- (f) an Appointed Member is unable to sit in the Council of Government in consequence of his suspension as provided in these Instructions; or
- (g) a Member is absent from Jerusalem; or
- (h) an Unofficial Appointed Member has been appointed temporarily to an office of emolument under the Government of Jerusalem, or to act in ^{any} such office;

the Governor may, by Instrument under the Public Seal, appoint a person to be a temporary Member for the period of such vacancy.

(2) If the vacancy is in the number of Ex-officio Members, the person so appointed shall be a person holding office of emolument under the Government of Jerusalem.

(3) Every person so appointed shall, as long as his appointment shall subsist, be to all intents and purposes an Appointed Member; and, subject to the provisions of this Clause, the provisions of Clause 3 of these Instructions shall apply accordingly.

/(4)

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(2) The Council of Government shall not be disqualified for the transaction of business by reason of any vacancy among the /members;

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members; but no business except that of adjournment shall be transacted if objection is taken by any Member present that there are less than two Members present besides the Governor or Member presiding.

8. The Governor shall, so far as it is practicable, attend and preside at all meetings of the Council of Government and in his absence such Member as the Governor may appoint or, in the absence of such Member or if no Member be so appointed, the Senior Member of the Council of Government actually present shall preside.

9. In the exercise of his powers and duties the Governor shall consult with the Council of Government except in cases:-

- (a) which are of such nature that, in his judgment, the affairs of the City of Jerusalem would sustain material prejudice by consulting the Council of Government thereon; or
- (b) in which the matters to be decided are, in his judgment, too unimportant to require their advice; or
- (c) in which the matters to be decided are, in his judgment, too urgent to admit of their advice being given by the time within which it may be necessary for him to act.

In every case falling within paragraph (c) of this Clause, the Governor shall as soon as practicable communicate to the Council of Government the measures which he shall have adopted, with the reasons therefor.

10. The Governor shall alone be entitled to submit questions to the Council of Government but if the Governor shall decline to submit any question to the Council of Government when requested in writing by any Member so to do, it shall be competent to such Member to require that there be recorded upon the Minutes his written application, together with the answer returned by the Governor thereto.

11. (1) The Governor may act in opposition to the advice given to him by the Members of the Council of Government if he shall in any case deem it right to do so, but in any such case he shall report the matter to the Trusteeship Council at the first

/convenient

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convenient opportunity, with the reasons for his action.

(2) Whenever the Governor shall so act against the advice of the Council of Government, it shall be competent to any Member to require that there be recorded upon the Minutes any advice or opinion he may give upon the question with the reasons therefor.

12. Minutes shall be kept of all the proceedings of the Council of Government, and at every meeting of the Council of Government the minutes of the last preceding meeting shall be confirmed, with or without amendment as the case may require, before proceeding to the despatch of any other business. Twice in each year a full transcript of all Minutes of the Council of Government for the preceding half year shall be transmitted to the Trusteeship Council.

13. The Governor shall forthwith communicate to the Council of Government these instructions and all such others as he shall, from time to time, find convenient to impart to the Council of Government.

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Part III.

THE LEGISLATIVE COUNCIL AND LEGISLATION

1. In the making of laws the Governor and the Legislative Council shall observe, as far as practicable, the following Rules:-

- (1) All laws shall be styled "Acts" and the words of enactment shall be "Enacted by the Governor of the City of Jerusalem with the advice and consent of the Legislative Council thereof":

Provided that in the case of any Act having effect by virtue of a declaration made by the Governor under

the words of enactment shall be "Enacted by the Governor of the City of Jerusalem in accordance with the provisions of

- (2) All Acts shall be distinguished by titles, and shall be divided into successive sections consecutively numbered, and to every section there shall be annexed in the margin a short indication of its contents.

- (3) The Acts of each year shall be distinguished by consecutive numbers, commencing in each year with the number one.

Acts shall be dated as of the day on which the assent of the Governor is given, but, whatever that day may be, shall be numbered as of the year in which they are passed.

- (4) Each different matter shall be provided for by a different Act without intermixing in one and the same Act such things as have no proper relation to each other.

No provision shall be inserted in any Act which shall be foreign to what the title of such Act imports; and no perpetual provision shall be included in any temporary Act.

2. The Governor shall not, without having previously obtained instructions from the Trusteeship Council, assent to any Bill within any of the following classes, unless such Bill contain a clause suspending the operation thereof until the signification of the pleasure of the Trusteeship Council thereon, that is to say:-

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- (1) Any Bill for the divorce of married persons;
- (2) Any Bill whereby any grant of land or money, or other donation or gratuity, may be made to himself;
- (3) Any Bill affecting the currency of Jerusalem or relating to the issue of Bank Notes;
- (4) Any Bill establishing any banking association or altering the constitution, rights or duties of any banking association;
- (5) Any Bill imposing differential duties;
- (6) Any Bill the provisions of which shall appear to him to be inconsistent with obligations imposed upon Jerusalem by Treaty;
- (7) Any Bill of an extraordinary nature and importance whereby the rights and property of persons not residing in Jerusalem may be prejudiced;
- (8) Any Bill containing provisions to which assent has once been refused or which have been disallowed by the Trusteeship Council.

Provided that, if the Governor shall have satisfied himself that urgent necessity requires that any such Bill (other than one appearing to him to be inconsistent with obligations imposed by Treaty) be brought into immediate operation, he may assent thereto, but he shall, at the earliest opportunity, transmit the Ordinance to the Trusteeship Council together with his reasons for so assenting.

3. (1) Every Bill (not being a Government measure) intended to affect or benefit some particular person association or corporate body, shall contain a clause saving the rights of the Government of Jerusalem, all bodies politic and corporate, and all others except such as are mentioned in the Bill and those claiming by, from or under them.

(2) No such Bill shall be introduced into the Legislative Council until due notice has been given by not less than three /successive

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82

5. As soon as practicable after the commencement of each year, the Governor shall cause a complete collection of all Acts enacted during the preceding year to be published for general information.

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PUBLIC OFFICERS

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85

9. (1) An officer, whether or not his whole time is at the disposal of the Government, shall on appointment to the service of Jerusalem disclose to the Governor particulars of any investment or shareholding which he may possess in any company carrying on business in the colony, or any other direct or indirect interest in such company, or in any local occupation or undertaking. If the Governor shall decide that by reason of the facts disclosed the officer's private affairs might be brought into real or apparent conflict with his public duties or in any way influence him in the discharge of his duties, the officer shall to such extent as the Governor may direct divest himself of such investments or interests.

(2) An officer shall not directly or indirectly acquire investments or interests of the nature mentioned in this Instruction without the express permission of the Governor.

10. Serious pecuniary embarrassment, from whatever cause, will be regarded as necessarily impairing the efficiency of an officer and rendering him liable to disciplinary proceedings at the discretion of the Governor.

11. An officer on leave of absence shall not accept any paid employment without previously obtaining the express sanction of the Governor.

12. An officer shall not undertake any private agency in any matter connected with the exercise of his public duties.

13. An officer shall not, without the express permission of the Governor, act as the editor of any newspaper, nor take part directly or indirectly in the management thereof, nor contribute anonymously thereto, nor publish in any manner anything which may be reasonably regarded as of a political or administrative nature.

He may, however, publish in his own name matter relating to subjects of general interest.

14. An officer, whether on duty or on leave of absence, shall not allow himself to be interviewed on questions of public policy or on matters affecting the defence or military resources of Jerusalem.

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86

15. (a) Governors and all other officers are prohibited from receiving valuable presents (other than the ordinary gifts of personal friends), whether in the shape of money, goods, free passages, or other personal benefits, and from giving such presents.

(b) This Instruction applies not only to the officers themselves but also to their families, and officers will be held responsible for its observance by their families. It does not apply to cases of remuneration for special services rendered and paid for with the consent of the Government.

16. When presents are received on behalf of the Government in ceremonial intercourse they shall be handed over to the Government, and any return presents shall be given at the Government expense.

17. Money which has been subscribed with a view to marking public approbation of an officer's conduct may be dedicated to objects of public purpose and connected with the name of the person who has merited such a proof of the general esteem.

18. If it is represented to the Governor that an officer has been guilty of misconduct and the Governor is of opinion that the misconduct alleged is not serious enough to warrant proceedings under instructions, with a view to dismissal, he may cause an investigation to be made into the matter in such manner as he shall think proper, and the officer shall be entitled to know the whole case made against him, and shall have an adequate opportunity throughout of making his defence.

If as a result the Governor is of opinion that the allegation is proved, he may inflict such punishment upon the officer by way of fine or reduction in rank, or otherwise, as may seem to him just.

19. An officer may be dismissed by the Governor only in accordance with the following rules unless the method of dismissal is otherwise provided for in these regulations or by local law:-

(i) The officer shall be directed by the Governor to be notified in writing of the grounds on which it is proposed to dismiss him and he shall be called upon to state in writing before a day to /be

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87

be specified (which day must allow a reasonable interval for the purpose) any grounds upon which he relies to exculpate himself.

(ii) If the officer does not furnish such statement within the time fixed by the Governor, or if he fails to exculpate himself to the satisfaction of the Governor, the Governor shall appoint a Committee to inquire into the matter. The Committee shall consist of not less than three persons. The Chairman shall be a Judge, Magistrate, or Legal Officer. The members of the Committee need not be members of the ~~Executive~~ Council, but they shall be selected with due regard to the standing of the officer concerned, and to the nature and quality of the complaints which are the subject of the inquiry. The head of the officer's department shall not be a member of the Committee.

(iii) The officer shall be informed that on a specified day the question of his dismissal will be brought before the Committee and that he will be allowed and, if the Committee shall so determine, required to appear before the Committee and defend himself.

(iv) If witnesses are examined by the Committee, the officer shall be given an opportunity of being present and of putting questions to the witnesses on his own behalf, and no documentary evidence shall be used against him unless he has previously been supplied with a copy thereof or given access thereto.

(v) The Committee may in its discretion permit the Government, or the officer, to be represented by an officer in the public service or, in exceptional cases, by solicitor or counsel, and may at any time, subject to such adjournment as in the circumstances may be required, withdraw such permission; provided that where the Committee permit the Government to be represented they shall not refuse the officer permission to be similarly represented.

/(vi)

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88
(vi) If during the course of the inquiry further grounds of dismissal are disclosed, and the Governor thinks fit to proceed against the officer upon such grounds, the officer shall by the Governor's direction be furnished with a written statement thereof and the same steps shall be taken as are above prescribed in respect of the original grounds.

(vii) The Committee having inquired into the matter shall make a report to the Governor, who shall consider the same in the Council of Government. If the Council are of opinion that the report should be amplified in any respect or that further inquiry is desirable, they may refer any matter back to the Committee for further inquiry or report accordingly. The Council shall not itself hear witnesses save in exceptional circumstances and at the request of the Governor.

(viii) If upon considering the report of the Committee the Governor is of opinion that the officer should be dismissed he shall forthwith dismiss him.

(ix) If upon considering the report of the Committee the Governor is of opinion that the officer does not deserve to be dismissed, but deserves some lesser punishment, he may inflict such lesser penalty as seems proper in the circumstances.

(x) If upon considering the report of the Committee the Governor is of opinion that the officer does not deserve to be dismissed, but that the proceedings disclose grounds for removing him on account of general inefficiency, he may act accordingly.

20. If in any case the Governor considers that the public interest requires that an officer should cease to exercise the powers and functions of his office instantly, he may interdict the officer from the exercise of the powers and functions of his office provided that proceedings for his dismissal are being taken or are about to be taken, or

/that

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89

that criminal proceedings are being instituted against him. Subject to paragraph 23 an officer who has been interdicted shall, unless and until he is suspended, be allowed to receive such proportion of the emoluments of his office, not being less than one half, as the Governor shall think fit. If the proceedings against any such officer do not result in the dismissal or other punishment of the officer, he shall be entitled to the full amount of the emoluments which he would have received if he had not been interdicted.

21. If criminal proceedings are instituted against an officer, proceedings for his dismissal upon any grounds involved in the criminal charge shall not be taken pending the criminal proceedings.

22. If an officer is convicted on a criminal charge, the Governor may cause the proceedings of the criminal court on such charge to be considered in the Council of Government, and if he is of opinion that the officer should be dismissed or subjected to some lesser penalty on account of the offence for which he has been convicted the officer may thereupon be dismissed or otherwise punished without any of the proceedings prescribed in paragraph 19 being taken.

23. An officer convicted on a criminal charge shall not receive any emoluments from the date of conviction, pending final decision of his case by the Governor.

24. An officer acquitted of a criminal charge shall not be dismissed on any charge upon which he has been acquitted, but nothing in this instruction shall prevent his being dismissed or otherwise punished on any other charges arising out of his conduct in the nation, provided that they do not raise substantially the same issues as those on which he has been acquitted; and if the Governor thinks fit the usual proceedings may be taken for the purpose.

25. An officer dismissed may be granted such proportion of the pension he may have earned by service as the Governor with the advice of the Council of Government may determine.

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90

26. Notwithstanding the above provisions, if the Governor considers that any officer (who is in receipt of pensionable emoluments not exceeding 500 per annum) should be removed from the service on grounds of general inefficiency which cannot properly be dealt with by the procedure laid down in paragraph , he shall call for a full report from the heads of the departments in which the officer has served; and if, after considering that report and giving the officer an opportunity of submitting a reply to the complaints by reason of which his removal is contemplated, he is satisfied that it is necessary in the public interest, he may remove the officer. In every such case the question of pension will be dealt with under the laws or regulations of Jerusalem.

27. Officers or employees drawing salary not exceeding 500 may be dismissed or removed by the Governor at his discretion. Provided that the Governor shall make such enquiries as may be necessary and shall satisfy himself that the officer or employee concerned should be dismissed or removed.

28. Every officer who has any representations of a public or private nature to make to the Government should address them to the Governor. The duty of the Governor is to consider and act upon each representation as public expediency or justice to the individual may appear to require, with the assistance in certain cases of his Council of Government.

29. Any officer in Jerusalem has the right to address the Trusteeship Council, if he thinks proper; in which case he must transmit such communication, under seal and in triplicate, to the Governor, requesting him to forward it in due course to the Trusteeship Council. Every letter, memorial, or other document which may be received by the Trusteeship Council from Jerusalem otherwise than through the Governor will be referred back to the Governor for his report or returned to the writer. The rule requiring

transmission

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91

transmission of communications to the Trusteeship Council through the Governor is based on the strongest grounds of public convenience, in order that all communications may be duly verified, as well as reported on, before they reach the Trusteeship Council. It extends, therefore, to communications relating to public affairs as well as to the concerns of the writer.

30. Petitions addressed to the King or the King in Council and materials to officers or to departments of His Majesty's Government in the United Kingdom must be in like manner sent to the Governor for transmission to the Secretary of State.

31. The Governor shall transmit to the Trusteeship Council with all reasonable despatch every communication received by him accompanied by such report as its contents may appear to him to require.

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91

31. The Governor shall transmit to the Trusteeship Council with all reasonable despatch every communication received by him accompanied by such report as its contents may appear to him to require.

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OUTWARD TELEGRAM

Cypher/OTP

[This telegram is of particular secrecy and should be retained by the authorised recipient and not passed on]

E
Secret

TRUSTEESHIP DISTRIBUTION

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to the United Nations)

No. 99

D. 8.30 p.m. 8th January, 1948.

8th January, 1948.

IMMEDIATE

SECRET

BUILD

Following for Gibson from Galsworthy.

[Begins]

On examining draft Instructions of Trusteeship Council to Governor of Jerusalem which you took with you we observe that they follow so closely form and wording of United Kingdom Instruments, Col. Regs. etc., that, even though Instructions were sponsored by some other Delegation or by the Secretariat, their United Kingdom origin would be easily identifiable.

2. In accordance with general brief which you took to New York on your first visit, therefore, we would not (repeat not) wish Instructions in their present form to come before Working Committee. We suggest instead that you should endeavour to get friendly Delegations or the Secretariat to sponsor the essential points contained in the draft Instructions, rather than the actual clauses as now drafted, in order that the Instructions as finally adopted should not appear to be obviously of United Kingdom origin, but should come out suitably scrambled.

[Ends]

///

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19

E

E 551

94

1948

PALESTINE

13 JAN

Registry
Number

FROM

No.

Dated

Received
in Registry

E 551/4/81

70 Minutes

12 Jan

14 -

International Volunteer Force for Palestine.
 Letter to G. E. Boyd Hannon (R.V.) stating
 that daily Bulletin issued by Jewish & Graphic
 Agency will contain news from Ottawa.
 A proposal for the immediate formation of an
 international volunteer force for Palestine will
 be put before Security Council by Canadian
 Rep. like whether this has any foundation.

Last Paper.

494

(Minutes.)

References.

S. P. P. C.R.O. tel to Canada 40 13/1
 - Canada tel to CRO 34 13/1

H.B. 15/1

(Print.)

(How disposed of.)

Sgt G. E. Boyd Hannon
 I.R.O.

12 Jan

tel New York 160
 12 Jan

8 Messages 60
 Entered into file

N. 139

1104

ad mty

9 AM

15 Jan

(Action
completed.)

G. E. B. 19/1

(Index.)

22/1/48

Next Paper.

593

26513 F.O.P.

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19

E

E 551

9/4

1948

PALESTINE

13 JAN

Registry
Number

FROM

No.

Dated

Received
in Registry

E 551/4/11

70 minutes

12 Jan

14 -

International Volunteer Force for Palestine.
 Ltr to G.E. Boyd Thomson (R.V.) stating
 that daily Bulletin issued by Jewish & Graphic
 Agency will contain news from Ottawa: -
 proposed for the immediate formation of an
 international volunteer force for Palestine will
 be put before Security Council by Canadian
 Rep. who wishes this as only foundation.

Last Paper.

494

References.

(Print.)

(How disposed of.)

Ltr G.E. Boyd Thomson,
 I.R.O.

12 Jan

Ltr New York 160
 12 Jan

8 Hutchingson 60
 Ltr New York 160

N. 1.39

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ad mty

9 AM

15 Jan

(Action
completed.)

L.E.M. 19/1

(Index.)

22/11/48

Next Paper.

593

(Minutes.)

H.B. 15/1

S.P.P. C.R.O. ltr to Canada 40 13/1
 - Canada ltr to C.R.O. 34 13/1

H.B. 16/1

H.B. 16/1

16/1

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The Foreign Office,

Downing Street,

S.W.1.

12th January, 1947.

OUT FILE

E 551

14 JAN

Dear Shannon,

The daily bulletin issued by the Jewish Telegraphic Agency contained, on the 11th January, the following message from Ottawa:-

"A proposal for the immediate formation of an international volunteer force for Palestine will be put before the Security Council at its forthcoming session next month by the representative of Canada, it was indicated here last night.

A spokesman of the Department for External Affairs said that this will probably be one of the Canadian delegate's first actions as Chairman at the next session of the Council. He pointed out that the main task of such a force, which is to be organised as a kind of Foreign Legion, would be to provide protection for the United Nations Implementation Commission during their stay in Palestine.

Questioned about the intended size of the force, the spokesman said that it is expected to consist of not more than one brigade although a somewhat stronger force, about one division strong, would be preferable."

We should be grateful if you could enquire, through the High Commissioner in Ottawa, whether

G.E. Boyd Shannon, Esq.,
Commonwealth Relations Office,
Downing Street, S.W.1.

there/

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96

there is any foundation for this report? We are also asking Cadogan if he has heard of it at Lake Success.

Yours sincerely,

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Registry
No. *E*

~~Top Secret.~~
~~Secret.~~
Confidential.
~~Restricted.~~
~~Open.~~

Draft.

UK Del. New York

Telegram

No. *1150*

(Date) *Jan 12*

Repeat to:-

~~En Clair.~~

~~Coder~~

Cypher.

Distribution:-

Diplomatic

Copies to:-

Usual Pol.

circulation

7 hm

OUT FILE
CYPHER 97
F.O.

Allegedly W UK

Delegation New York,

telegram no.

7

Despatched *9 27* M.

Included into
Confidential

My telegram no.

The Jewish Telegraphic Agency.

report from Ottawa that,
according to a spokesman of the
Canadian Department for External
Affairs, one of the Canadian
Delegates first actions after taking
over the Chairmanship of the Security
Council will be to propose the
immediate formation of an
international volunteer force in
Palestine. Can you confirm that this
is your Canadian colleague's intention?

H.B. 121

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NOTHING TO BE WRITTEN IN THIS MARGIN.

3149 Wt. 26469/137 100m 9/46 (51) F.&S.

98

Cypher/OTP

DIPLOMATIC

Confidential

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to United Nations)

No. 160.

D. 9.30. p.m.

12th January 1948.

12th January 1948.

IMMEDIATE

CONFIDENTIAL

The Jewish Telegraphic Agency report from Ottawa that, according to a spokesman of the Canadian Department for External Affairs, one of the Canadian Delegate's first actions after taking over the Chairmanship of the Security Council will be to propose the immediate formation of an international volunteer force in Palestine. Can you confirm that this is your Canadian colleague's intention?

.....

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14 JAN 1948

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E

CYPHER (TYPEX)

O.D INDEXED

5-5-1 4 21

D. 13th. Jan., 1948. 7.37 p.m.
R. 14th " " 3.0 a.m.

No. 34 SECRET

Your telegram No. 40. Palestine.

2. Report appears to be based on misinterpretation of some entirely personal comments by Pearson at off-the-record Press conference on 8th January. Pearson was speculating as to various possible ways of meeting situation in Palestine, and expressed personal view that situation, both there and in Kashmir, emphasised need for some United Nations force as contemplated under Article 43 of the Charter.

Foreign Office
Colonial Office

Mr. H. Beeley
Mr. Trafford-Smith

(Copy to Foreign Office (Cypher Section) for retransmission
to Washington and New York)

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PALESTINE

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Foreign Office Mr. H. Beeley
Colonial Office Mr. Trafford Smith

1948

E

PALESTINE

E 593

JAN

Registry Number

E 593/4/31

TELEGRAM FROM

No.

Dated

Received in Registry

82.

13 Jan

14 -

at the Palestine Commission
 After New York tel 53 (E 450/4/31) to the Commission has
 been sent. It appears before the Commission of the
 Middle East 2-20 Jan 1948. Under this they require:-
 (1) a statement of official statement and record of
 usually being upon withdrawal programme and
 (2) a statement of present situation of the
 from 1.1.1948 to 1.1.1948. The information

Last Paper.

E 5-51

References.

(Minutes.)

Tel. sent to New York.

H.13.15/1

(Print.)

(How disposed of.)

8, 10/1/48 to
 forwarded Pub Off
 M-1.34
 M104
 Adm. Secy
 A.M.
 15th Jan (under
 E 593/4/31.
 Tel. New York. 191
 Rptd. to New York 191

(Action completed.)

1/16/48

(Ind.)

26/11/48

Next Paper.

E 600

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FO

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Cypher/OTP

102
WORLD ORGANISATION DISTRIBUTION

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 82

13th January, 1948.

D. 6.10 p.m. 13th January, 1948

R. 11.50 p.m. 13th January, 1948.

Repeated to Washington Saving

E 593

MOST IMMEDIATE

GIANT

14 JAN

Addressed to Foreign Office telegram No. 82 of
January 13th repeated to Washington Saving.

My telegram No. 53; Palestine Commission.

I have been asked to appear before the Commission in
private session at 3.30 p.m. tomorrow January 14th. I
understand they require initially

(1) A resumé of official statements since end of
Assembly bearing upon withdrawal programme and

(2) an outline of present situation in Palestine.

2. As regards (2) this [gp. undec.] be given by
Fletcher Cooke orally and supplemented by a written document
if Commission so desire. As regards (1) principal statement
had of course been announcement of May 15th as date for
termination of Mandate. I understand, however, that
possibility of advancing this date is at present being
considered in London. I would therefore propose when giving
Commission plan of withdrawal as instructed in your telegram
No. 4203 to warn them that it may be modified to fit in with
any advancement of the date.

3. I should be grateful for urgent information of
present position and confirmation that you approve my speaking
as proposed.

4. While I do not intend tomorrow to make more than a
general statement there will undoubtedly be strong pressure
from the Commission to learn the attitude of His Majesty's
Government on a number of crucial points. I shall telegraph
on these in detail in the near future.

Please pass to Jerusalem as my telegram No. 6 Important.

[Copy sent to C.O. for repetition to Jerusalem]



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No.

~~Top Secret~~
~~Secret~~
Confidential.
~~Restricted~~
~~Open~~

Draft.

UK. Del.

N. York

No 191

Date Jan 14

Cypher

World org.
distn

Repeat Washn.
(revised) Saving
54 SAV

J.S. Bevis
Jan 14

J.H. Furrow
14.1

Mr Markin
CO. Carvers

CUT FILE

CYPHER

MOST IMMEDIATE

GIANT

Add. to UK. Del. N. York, No. 191

of Jan 14

Repeated for info. to
Washington. (Saving)

Your tel. No. 82 [of
Jan 13 : Palestine Commission]

I approve ^{generally} the lines
on which you propose
to speak.

2. As regards the point
raised in the last ^{sentence} ~~paragraph~~
of your para. 2 I suggest
^{should} ~~that~~ you base yourself
on what ^{Foreign Sec.} ~~the~~ said in
the House on Dec. 12
(3rd para. of ^{his} ~~my~~ speech
in Hansard).

Mills
14.1

NOTHING TO BE WRITTEN IN THIS MARGIN.

W.L.14006/147 75,000 6/47 A & E.W.Ltd. Cp.685

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104
CYPHER/OTF

Confidential.

WORLD ORGANISATION DISTRIBUTION

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to the United Nations)

No. 191.

D: 6.40 p.m. 14th January, 1948.

14th January, 1948.

Repeated to: Washington No. 54 Saving.

MOST IMMEDIATE

CONFIDENTIAL

GIANT

Addressed to U.K. Delegation New York telegram No. 191
of January 14th repeated for information saving to Washington.

Your telegram No. 82 [of January 15th: Palestine
Commission].

I approve generally the lines on which you propose
to speak.

2. As regards the point raised in the last sentence of
your paragraph 2 you should base yourself on what Foreign
Secretary said in the House on December 12th (third paragraph
of his speech in Hansard).

991

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E

E 600

105

1948

PALESTINE

JAN

Registry
Number

TELEGRAM FROM

No.

Dated

Received
in Registry

E600/4/31.

See A. Codrigan

(New York)

77

13 Jan.

14 Jan.

Working Committee on Jerusalem.

Refers to F.O. Lt L133 (E379/4/31).

Working Committee has decided to publish
a general notice stating that it is prepared
to consider applications to be heard. They have
also decided to send a telegram to Arab
Higher Committee drawing their attention
to the notice.

Last Paper.

E 593.

(Minutes.)

H25. 151

References.

(Print.)

(How disposed of.)

8/ Cde. Evershed (C.O. off.)

L. Matheson (C.O.)

M. 1.3a

M. 04.

Adly.

A. M.

Jan. 15

(under E551/4/31)

(Action
completed.)

E 601/16/1

(Index)

E 601/16/1

Next Paper.

E 601

PUBLIC RECORD OFFICE

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106
[This telegram is of particular secrecy and should be retained by the authorised recipient and not passed on].

Cypher/OTP

TRUSTEESHIP DISTRIBUTION

FROM NEW YORK TO FOREIGN OFFICE

E 600

(From United Kingdom Delegation to United Nations)

No. 77.

January 13th, 1948.

D. 21.55 p.m. January 13th, 1948

R. 9.05 p.m. January 13th, 1948.

Repeated to Jerusalem

Washington, Saving.

BUILD.

Addressed Foreign Office telegram No. 77 January 13th,
repeated Jerusalem and Saving to Washington.

SECRET.

Your telegram 133.

Following for Poynton Colonial Office from Gibson.

[Begins].

Working Committee yesterday decided that United Nations Secretariat should publish a general notice quoting terms of resolution of Trusteeship Council and stating that Working Committee would be prepared to consider applications to be heard. They also decided that Secretary General should send a telegram to Arab Higher Committee drawing their attention to the general notice and inviting its collaboration. They realised of course that they would almost certainly get a negative answer from the Arab Higher Committee.

2. Notice and telegram do not specify a definite date before which applications to be heard must be made but state generally that the Working Committee hopes to finish its work and send statute to Trusteeship Council before the end of this month.

Foreign Office please pass to Jerusalem as my telegram No. 4.

[Copy sent to Colonial Office].

[Repeated to Jerusalem.]

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E

E 601

107

PALESTINE

18 JAN

Registry
Number

E 601/4/31

TELEGRAM FROM

Am A. Cadogan

No.

(New York)

Dated

13 Jan

Received

in Registry

14 Jan

Working Committee on Jerusalem Statute.

Working Committee will finish first reading
of the Statute this week but will have to
consider representations of Jewish Agency thereafter.
As L. Hoffert Smith & L. Sletten books
will be too busy to take part in work,
Committee's activities suggests that another
British representative should be sent to New York.

Last Paper.

E 600

References.

(Print.)

(How disposed of.)

8 Cdr. Envered (Cdr. Off.)

L. Mathison (C.O.)

M. I. 3a

M. O. 4

Adm.

A. V. Jan. 15

Tel. U.K. sec. New York.

224

Rptd. n' Jan 608

8, as above. Jan. 28.

(Action
completed.)

E 601/16/1

(Index)

E 601/16/1

Next Paper.

E 644

(Minutes.)

C.O. on drafting - n'ly.

H73. 15/1

In-P.P. W.O. Whithers. P.O. 758/2/15-4/26/48
L. M. Rooley 15/1

H73. 20/1

In-P.P. P.O. tel to P'line 164 16/1

H73. 21/1

In-P.P. P'line tel 244 21/1

H73. 7/2

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108
[This telegram is of particular secrecy and should be retained by the authorised recipient and not passed on].

Cypher/OTP

E 601

14 JAN

CONFIDENTIAL.

FROM NEW YORK TO FOREIGN OFFICE.

(From United Kingdom Delegation to United Nations)

No. 81

D. 5.50 p.m. 13th January 1948

R. 11.45 p.m. 13th January 1948

13th January 1948.

Repeated to Jerusalem

Washington Saving.

IMMEDIATE.

SECRET.

Addressed to Foreign Office telegram No. 81 of 13th January repeated for information to Jerusalem and Saving to Washington.

Following for Martin, Colonial Office from Trafford Smith.

While the working committee on Jerusalem Statute is likely to finish the first reading of the Statute this week it will thereafter have to consider representations of Jewish Agency and possibly other bodies and may not complete its task much before the end of this month. Members of the working committee are at the moment unanimous in supporting the main safeguards we desire to have inserted in the Statute and will probably resist any attempts by outside bodies to secure their deletion.

2. As you know Gibson is leaving within the next day or two and preliminary discussions which Fletcher-Cooke and I had with the Commission Secretariat yesterday indicate that both he and I will be too heavily involved from the end of this week onwards to be able to play any part with the working committee. Hence questions arise -

(1) whether further British representation on the working committee is necessary e.g. for prestige, courtesy or other reasons.

(2) If so, who is to undertake this task which I gather involves sitting in on meetings from two to six each day.

3. Gibson feels that he definitely cannot stay longer in view of the H.O's wishes but that the question /of.....

14 JAN 1948

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2.

of further representation of United Kingdom on the working committee is rather more a matter of courtesy than of active collaboration in the Committee's work. You may wish to consult Burns as to the desirability of continuing representation.

4. A suggestion has been made here that Sabben-Clare should come from Washington to fill the gap. He is prepared to come (bringing with him a secretary to continue his day-to-day work) and in Gibson's view there may be advantage in continuing representation by an officer not directly connected with Palestine Government.

5. As Fletcher-Cooke is already busy with briefs I propose to do what I can to maintain representation myself for the next few days but shall of course be obliged to withdraw when the Commission starts in real earnest. Please telegraph whether you agree that if continued representation is desired Sabben-Clare may carry on after that.

Foreign Office please pass to Jerusalem as my telegram No. 5.

[Copies sent to Telegraph Section Colonial Office for Mr. Martin and for repetition to Jerusalem].

[Copy sent to Middle East Secretariat].

V V V

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75872/154/2b. OUTSIDE

Wt. 23364/665. 8/47. 50,000. G. & S. Ltd.

C. O.

Mr. Mathieson

Mr.

Mr.

Mr.

Mr.

Permt. U.S. of S.

Permt. U.S. of S.

Secretary of State

Your Reference

CYPHER

DRAFT. T.L.R.

~~CYPHER~~ E.

Tel. to

V.K. Del. New York 224

Repeat immediate?

to Washington 608

by plan

Jan 16

Despatch

Copy to Mr. Mathieson,

C.O.

~~Immediat~~

Addressed BRUSH, New York, ~~was~~ ^{was} ~~Libyan~~ ^{for information} ~~no.~~ ^{repeated to Washington}

~~repeated Jerusalem no.~~ ^{secret.}

~~and Washington~~ ^{Your} ~~tele. ram. to sign office~~

No. 81. ~~repeated Jerusalem by~~

~~Secretary of State no. 146~~ following

for Trafford Smith from Martin. We

agree that Gabson-Jane should maintain

U.K. representation on Working Committee

when you are obliged to withdraw through

pressure of other business. Foreign

Office concur.

113 14

FURTHER ACTION.

copy to:
H. Beeley, ~~del.~~
Foreign Office.

CYPHER

711h

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601 4 11

The Church House,
Great Smith Street,
S.W.1.

p.w. [signature]

E 112

My Reference 75872/154/26/48.

15th January, 1948.

Your Reference

bl [signature]

My dear Beeley,

At our meeting on the 14th January about Jerusalem we discussed UKDEL's telegram to Foreign Office No. 81 in which Trafford Smith reported the steps which he proposed to take to maintain U.K. representation on the working Committee of the Trusteeship Council. We agreed that the arrangements proposed by him seemed satisfactory.

I would be grateful therefore if you could arrange for the enclosed draft telegram to be sent to UKDEL and repeated to Washington. We have already sent it to Jerusalem.

Incidentally it would be of great assistance if you could let me have a supply of Foreign Office telegram blanks for this sort of work.

Yours ever,
W.A.C. Mathieson

(W.A.C. Mathieson)

H. Beeley, Esq.

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OUTWARD TELEGRAM

FROM THE SECRETARY OF STATE FOR THE COLONIES

75872/154/26

Cypher (O.T.P.)

TO PALESTINE (Gen. Sir A. Cunningham)

Sent 16th January, 1948. 09.15 hrs.

No. 164 Secret

Addressed UNDEL, New York.
Repeated Palestine
" Washington.

UNDEL telegram to Foreign Office No. 81,
repeated Palestine by Secretary of State No. 146.

Following for Trafford Smith from Martin.

We agree that Sabben-Clare should maintain
U.K. representation on Working Committee when you are
obliged to withdraw through pressure of other business.
Foreign Office concur.

Copy sent to:-

Foreign Office

Mr. H. Beeley.

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114

601 4 71

- 6 FEB 1948

D. 31st January, 1948.
R. 31st " " 17.30 hrs.

Addressed to S. of S.
Repeated to U.K. Delegation, No. 262
(Washington please pass).
" " Washington, No. 51.

Draft Statute for Jerusalem authorises the Governor to nominate a representative to move bills and resolutions in the Legislature, but without vote. It seems that it would also be necessary for the Governor to have power to nominate a representative to answer questions put to him in the Legislature. Difficulty, of course, arises from the fact that in terms of U.N.O. Resolution, the Legislature is a fully elected body on which the Executive will not be fully represented and might not be represented at all.

Foreign Office

- Mr. Beeley

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E 644

15 JAN

PALESTINE

Registry
Number

TELEGRAM FROM

No.

Dated

Received
in Registry

E644/4/31

U.K. 121

New York

99

14 JAN

15 -

U.N. Palestine Commission
 After 4/11/191 (593/4/31) L. of Palestine made
 of private sector of legislation, in Palestine for withdrawal
 of local front and financial aid to the Mandate and will
 great development in P. also especially from the security
 point of view.
 Commission required to be happy of Palestine on
 question of location of a Jewish Port and Settlement.
 The instructions are to reply.

Last Paper.

601

(Minutes.)

Reply drafted sent.

References.

H.B. 19/1

In P.P. P. line at 134 20/1.

H.B. 28/11

(Print.)

(How disposed of.)

8, Walsworth. 80
 checked at 2/1/1

M.I. 39

M.O. 4

Adm. 4

O.M. (an 551/4/1)

Jan 15

W. New York 225
 16 Jan P.T.O.

(Action
completed.)

P.C. 20/1

(Index.)

22/4/1

Next Paper.

646

PUBLIC RECORD OFFICE

Reference:-

FO

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WORLD ORGANISATION DISTRIBUTION

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 99

D. 7.13 p.m. 14th January, 1948

14th January, 1948

R. 12.50 a.m. 15th January, 1948

14th January, 1948 R. 12.50
Repeated to Jerusalem
IMMEDIATE Washington Saving

GLINT

Addressed Foreign Office telegram No. 99 January 14th
repeated to Jerusalem and Saving to Washington.

Your telegram No. 191.

Palestine.

At private session of Commission this afternoon I made prepared statements dealing with timetable for withdrawal of Civil Government and termination of the Mandate, and with recent developments in Palestine especially from the security point of view. Former statement included date of May 15th but referred to possibility of advancing it; stressed His Majesty's Government's inability to terminate the Mandatory Administration piecemeal; and gave an outline of military plan of withdrawal including dates in accordance with the instructions in your telegram No. 4203. I impressed on the Commission the importance of secrecy in regard to these dates. Text of both statements follows by bag.

2. Chairman enquired as to bearing of timetable on question of evacuation of a Jewish port and hinterland. I understood to obtain instructions on this and also to prepare answers to a list of points Commission intends to draw up in the course of the next day or two.

3. I should be grateful for earliest possible instructions as to the reply I should give on the port question.

Foreign Office please pass to Jerusalem as my telegram No. 9.

[Copy sent to Telegraph Section Colonial Office
for transmission to Jerusalem].

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Registry
No.

~~XXXXXX~~

Secret.

~~XXXXXX~~

~~XXXXXX~~

~~XXXXXX~~

Draft
to *UK Delegation*
New York

Telegram

No. *225*

(Date) *Jan 16*

Repeat to:—

Washington
NO *6/2*
Jerusalem

C.O. and H.O.
concur.

~~Ex-Clas~~
~~Conf~~
Cypher.

Distribution:—

World Organization

Copies to:—

(33064) W.11600/147 100,000 0/47 A.S.E.W.Ltd. Gp.685

CYPHER ¹¹⁷

January 1948.

Despatched *1.2.48* M.

~~IMMEDIATE~~
~~Secret~~
GIANT

Addressed to U.K. Delegation, New York.

Telegram No.225 of *Jan 16*

Repeated for information to Washington and
Jerusalem.

Your telegram No.99, paragraph 3.

Speaking on this question in the House
of Commons on the 12th December, I said "I cannot
agree to open a port until we lay down the mandate.
We cannot have two administrations at one time".

2. You should therefore inform the
Commission that, for the reason given above, it
is not possible for us to comply with the
recommendation concerning a Jewish port so long
as the mandate continues.

3. In accordance with present plans, the
military will not withdraw from the Lydda district
until the 31st May. You may be pressed as to our
intentions during the period between the 15th and
the 31st May. In that event you should say that
you have not received authoritative information
concerning this brief interval. You could add
however that there is no military authority in the
town and port of Tel Aviv at present, and that you
do not suppose that any such authority would be
introduced there when the civil administration is
withdrawn.

BJG

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118

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(To United Kingdom Delegation to United Nations)

D. 9.20 p.m. 16th January, 1948

IMMEDIATE

SECRET

GIANT

Your telegram No. 99, paragraph 3.

Speaking on this question in the House of Commons on the 12th December, I said "I cannot agree to open a port until we lay down the mandate. We cannot have two administrations at one time".

2. You should therefore inform the Commission that, for the reason given above, it is not possible for us to comply with the recommendation concerning a Jewish port so long as the mandate continues.

3. In accordance with present plans, the military will not withdraw from the Lydda district until the 31st May. You may be pressed as to our intentions during the period between the 15th and the 31st May. In that event you should say that you have not received authoritative information concerning this brief interval. You could add however that there is no military authority in the town and port of Tel Aviv at present, and that you do not suppose that any such authority would be introduced there when the civil administration is withdrawn.

PPP

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INWARD TELEGRAM

TO THE SECRETARY OF STATE FOR THE COLONIES

Cypher (O.T.P.)

644 4 31

FROM PALESTINE (Gen. Sir A. Cunningham)

D. 20th January, 1948.

R. 20th

14.55 hrs.

No. 134 Secret.

Addressed to Washington, No. 28 (please pass to
UKDEL. New York No. 152)
Repeated " S. of S.

Foreign Office telegram to you No. 225 of 16th
January received here 19th January, last sentence.

Although there are at present no Military
Headquarters or troops in Tel Aviv, Military as well as
Civil Authority still extends over that area and troops
will be called into it if necessary. It is, therefore, not
strictly correct to say that there is no Military Authority
in Tel Aviv.

Copies sent to:-

Foreign Office
War Office (M.O.4)

- Mr. H. Beeley
- Lt.Col. M.M. Charteris

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Cypher/OTP

DIPLOMATIC (SECRET)

FROM JEDDA TO FOREIGN OFFICE

Mr. Trott

No. 15

D. 6.00 p.m. January 14th, 1948.

January 13th, 1948.

Repeated to Arab posts and British Middle East Office
Cairo.

SECRET

Addressed to Foreign Office telegram No. 15 of
January 13th, repeated to Arab posts and British
Middle East Office Cairo.

United States colleague tells me Amir Faisal handed to him on January 12th a note about Palestine. Though he had not had time to translate it he knew it requested the United States Government to endeavour to arrive at some compromise.

Mr. Childs told Amir that he did not suppose much could be done and he gathered from Amir's gloomy manner that he was of the same opinion.

Cairo please pass to British Middle East Office
as my telegram No. 5.

[Copy sent to Middle East Secretariat]

SSSSSS

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653

1948

PALESTINE

15 JAN

122

Registry
Number

TELEGRAM FROM

No.

Dated

Received
in Registry

E653/4/31

U.K. Ref

New York

92

14 Jan

15 -

Political Commission in London... gives text of conversation with Mr. Hodgson
on the status of the U.N. Political Commission.

Last Paper.

646

(Minutes.)

Letter from C.O. (P'line tel 127 19/1)

Tel. 15 New York

H.B. 9/2

In P.P. 80 tel 204 19/1

In P.P. New York tel 421 10/2

H.B. 14/2

References.

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Admby

U.M.

Jan 16.

PTD.

(Action
completed.)

J.C. 16/2

(Index)

29/1/48

Next Paper.

724

30471 F.O.P

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Let New York. 568 ~~573~~

9 Feb

Patol. W. Yan ~~1177~~
1607

8, As Above

Feb 10

Ref. New York 643

12 Feb

By Associate Feb 14
on E 1278

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Cypher/OTP

653 123
JAN
WORLD ORGANISATION DISTRIBUTION

FROM NEW YORK TO FOREIGN OFFICE

(From United Kingdom Delegation to United Nations)

No. 92 D. 2.12 p.m. 14th January 1948.
14th January 1948. R. 8.24 p.m. 14th January 1948.

Repeated to Jerusalem
Washington (Saving)

IMPORTANT
GLANT

Addressed to Foreign Office telegram No. 92 of 14th January,
repeated to Jerusalem and Saving to Washington.

Palestine.

M. Federspiel, Danish member of the Palestine Commission,
asked to see me yesterday evening.

2. He spoke hopefully of the Commission itself: he thought the Chairman would prove wise and effective: the Bolivian knew little about Palestine at present, but seemed decisive, and M. Federspiel hoped that he and the Chairman would be able to guide and control him. He seemed to think that the Philippine would prove a nonentity, and had doubts only about the Panamanian.

3. In general, M. Federspiel seemed to display a fair degree of confidence. He did not seem to wish to plunge immediately into the discussion of thorny problems, and he thought that today's proceedings might be confined almost to formalities and to planning future discussions.

4. He told me that the Chairman seemed to have a conception of the Commission's task and functions somewhat different from his own. M. Lisicky apparently inclined to consider the role of the Commission to be rather that of witnessing the transfer of authority from the Mandatary to the New States, whereas he (M. Federspiel) realised that the Commission would have to assume a considerable degree of responsibility and be prepared for positive action.

5. I assured him that, within the limits of my instructions, I would give the Commission all possible assistance, and that my experts would readily give it the benefit of their technical knowledge and experience. He said that he hoped with this help the Commission would be

able 5 JAN 1948

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able to cover, here, a whole range of problems, but that, before going to Palestine, the Commission would probably find it necessary to go to London, if that would be agreeable to His Majesty's Government. I said I was sure the latter would welcome the Commission.

6. M. Federspiel recognised that there could be no question of the Commission going to Palestine in the near future, and that did not seem to disturb him. I reminded him of what had already been said about the necessity of reducing the overlap to the shortest possible period.

7. I think he is conscious of the number and magnitude of the difficulties to be encountered, and he mentioned the necessity of the Commission having some organised force at its back. And he spoke of the possibility of the Commission appealing to the Security Council for assistance in implementing the plan. I refrained from comment beyond the observation that he would know, as well as I, the shortcomings of that body; but I anticipate that the Commission will, as all the difficulties unfold themselves tend more and more to invoke the assistance of the Security Council.

8. One particular suggestion that he made was that the Commission should be kept informed from time to time of the factual situation in Palestine. I said that we should be ready to do this, but he made the further suggestion that the Commission should have an intelligence officer of their own in Palestine. I expressed doubt as to the advantage of this: such an officer would need some considerable time to build up an organisation. If we could supply information regularly to the Commission, that might achieve the purpose more effectively, but if his idea was to have a liaison officer alongside of our authorities, to ensure some sort of continuity, I would find out whether there was any possibility of arranging this. He still seemed to hanker after this idea, and I should be glad to know therefore, whether he may be given any encouragement.

Foreign Office please repeat to Jerusalem as my telegram No. 7.

[Copies passed to Colonial Office for repetition to Jerusalem].

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SECRET

The Church House,
St. Smith Street,
London, S.W. 1.

125

My Reference75872/159/15.

January 21, 1948.

Your Reference

My dear Bailey,

We discussed New York Telegram No. 92 to the Foreign Office in para. 8 of which a suggestion of M. Federspiel was reported that the United Nations Commission should have an Intelligence Officer of their own in Palestine. We agreed that we should await the High Commissioner's reaction to this proposal before commenting ourselves to New York.

--- I now enclose a copy of the High Commissioner's telegram No. 127 Secret which has been repeated to New York. As we expected, the High Commissioner is of the opinion that the appointment of an Intelligence Officer would not be of any great benefit to the Commission. On the other hand he feels that there is a good deal to be said for the appointment now of a Liaison Officer from the Commission. We agree with the High Commission that this might be advantageous both to the Commission and to the Palestine Government, provided someone with sufficiently high qualifications can be found.

I suggest that, if you see no objection, we might telegraph to New York reference the High Commissioner's telegram saying that we support the suggestion made by him in para. 2.

Yours ac,
W. C. Mathieson
(W. C. Mathieson)

H. BAILEY, Esq., CBE.

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126

Cypher (O.T.P.)

D. 19th January, 1948.
R. 19th " " 16.45 hrs.

No. 127 Secret.

Addressed to S. of S.
Repeated to Washington, No. 26 (please pass to UNDEL
as my No 143).

New York telegram No. 92 repeated to me as 7,
paragraph 8.

Intelligence Officer.

A good deal of factual matter, such as incident telegrams and reports on important incidents, as well as Palestine weekly intelligence appreciation, is now being sent to U.K. Delegation, and I do not feel that a Commission Intelligence Officer as such would be of any great benefit to the Commission, especially as he would take some time to find his feet.

2. On the other hand there is a good deal to be said for appointment of a Liaison Officer. Such a man might be of appropriate help to the commission and conversely both to ensure some sort of continuity and to give us an opportunity to show him the facts.

I should make it clear that it would be essential that he be of the highest quality and of impeccable integrity, so that he could be relied upon to resist any pressure which would undoubtedly be brought to bear on him from Jewish quarters; he would be cheered by the Arabs. If such a man could be found, I should welcome the appointment.

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OUTWARD TELEGRAM

FROM THE SECRETARY OF STATE FOR THE COLONIES

E 653 4 21

75872/159/48

26 JAN 1948

Cypher (O.T.P.)

TO PALESTINE (Gen. Sir A. Cunningham)

Sent 19th January, 1948. 09.45 hrs.

No. 204 Secret.

My telegram No. 159 repeating to you New York telegram to Foreign Office No. 92.

Paragraph 8.

United Nations Intelligence Officer in Palestine.

Grateful for your views.

Copy sent to:-

Foreign Office - Mr. H. Beeley.

PUBLIC RECORD OFFICE					
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FO

37168528

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3149 Wt. 26409/137 100m 9/46 (51) F.A.S.

Registry
No. *E 653/4/31*

~~Top Secret.~~
~~Secret.~~
Confidential.
~~Restricted.~~
~~Open.~~

Draft.

U.K. Del
New York

Telegram.

No. *568*
(Date) *Feb 9*

Repeat to:-

Washington 1607
Jerusalem

~~En Clair.~~
~~Code.~~
Cypher.

Distribution:-

~~Diplomatic~~
World Organ

Copies to:-

Pol. circulation

F.O.

194

Despatched *M.*

Important
Confidential
Secret

Addressed to UK Delegation New York,
telegram no. 568 of Feb 9, requested for
information to Washington and Jerusalem

Your telegram no. 92, paragraph 8,
and Jerusalem telegram no. 143 to you.

Have the Commission requested to
the suggestion that they should
establish an intelligence office in
Palestine? If they do, you should
be guided by the High Commissioner's
views. We have no objection to the
proposal in his paragraph 2.

H.3. 9/2

PUBLIC RECORD OFFICE					
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Reference:-					
FO 37168528					
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Have the Commission reverted to the suggestion that they should establish an intelligence officer in Palestine? If they do, you should be guided by the High Commissioner's views. We have no objection to the proposal in his paragraph 2.

PUBLIC RECORD OFFICE					
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Reference:-

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En clair

653 4 31
FROM NEW YORK TO FOREIGN OFFICE

FILES 130

(From United Kingdom Delegation to the United Nations)

No. 421

10th February, 1948

D. 6.55 p.m. 10th February, 1948

R. 12.08 a.m. 11th February, 1948

Your telegram No. 568. - E

The second reference telegram No. 143 to us cannot be traced.

Please repeat or identify.

888

7-1 sent 15 01.7.
2873 12/2

PUBLIC RECORD OFFICE					
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Reference -					
FO					
37168528					
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Registry
No. *E*

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Draft.

UK Del. New York

Telegram.

No. *127*

(Date) *7 Jan 1906*

Repeat to:—

En Clair.

Code

Cypher

Distribution:—

Files

Copies to:—

F.O.,

194 .

Despatched

M.

Important

Your telegram no. 421

*Telegram under reference is
Jernsden no. 127 to Colonial Office
7 1906 January, repeated to you
as no. 143.*

H.B. 127/2

PUBLIC RECORD OFFICE

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En Clair
E

F I L E S

FROM FOREIGN OFFICE TO NEW YORK

(To United Kingdom Delegation to United Nations)

No. 643. D. 9.05 p.m. 12th February, 1948.
12th February, 1948.

IMPORTANT

Your telegram No. 421.

Telegram under reference is Jerusalem No. 127 to
Colonial Office of 19th January, repeated to you as
No. 143.

ZZZ

PUBLIC RECORD OFFICE									
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Reference - **FO** 37168528

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